

ESTTA Tracking number: **ESTTA570490**

Filing date: **11/12/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	DIVX, LLC
Granted to Date of previous extension	11/13/2013
Address	4780 Eastgate Mall San Diego, CA 92121 UNITED STATES
Correspondence information	Charles R. Halloran Attorney for Opposer KPPB LLP 2400 E Katella Ave., Suite 1050 Anaheim, CA 92806 UNITED STATES tess@kppb.com Phone:(949) 852-0000

Applicant Information

Application No	85675533	Publication date	07/16/2013
Opposition Filing Date	11/12/2013	Opposition Period Ends	11/13/2013
Applicant	Delta Electronics, Inc. 186 Ruey Kuang Road, Neihu Taipei, TWX 114 TWX		

Goods/Services Affected by Opposition

Class 009. First Use: 0 First Use In Commerce: 0


All goods and services in the class are opposed, namely: Video graphics display control and management systems comprising Video decoders, Audio decoders, Video and audio processors, Video and audio signal transceivers, Electronic switchers for video and audio signals, Network hubs and switchers, Electronic interconnectors for video and audio signals, Power conversion devices, Flat panel display screens, Multimedia projectors, Matrix distribution controller for video and audio signals, and the Management computer software thereof


Grounds for Opposition


Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)

Marks Cited by Opposer as Basis for Opposition


U.S. Registration No.	2671143	Application Date	12/28/2000
-----------------------	---------	------------------	------------

Registration Date	01/07/2003	Foreign Priority Date	NONE
Word Mark	DIVX		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1999/09/01 First Use In Commerce: 2000/01/15 on-line downloadable computer software for broadband video transfer Class 035. First use: First Use: 1999/09/01 First Use In Commerce: 2000/01/15 licensing of computer software		

U.S. Registration No.	3982259	Application Date	12/16/2009
Registration Date	06/21/2011	Foreign Priority Date	NONE
Word Mark	DIVX		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 038. First use: First Use: 2001/08/22 First Use In Commerce: 2001/08/22 Communication services, namely, broadcasting of video and audio programming over telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Communication services, namely, transmission of voice, audio, visual images and data by telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Computer services, namely, providing on-line facilities for communication, content sharing and real-time interaction with other computer users concerning topics of general interest; Internet protocol television (IPTV) transmission services; Streaming of audio, visual and audiovisual material via a global computer network and the internet; Transmission and distribution of data or audio visual images via a global computer network or the internet; and video and video streaming via a global computer network and the internet		


U.S. Registration No.	4080445	Application Date	06/04/2009
Registration Date	01/03/2012	Foreign Priority Date	NONE
Word Mark	DIVX		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2001/01/11 First Use In Commerce: 2011/01/11 Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts</p> <p>Class 042. First use: First Use: 2002/11/30 First Use In Commerce: 2002/11/30 Testing, analysis and evaluation of the goods of others for the purpose of certification</p> <p>Class 045. First use: First Use: 2002/07/31 First Use In Commerce: 2002/07/31 Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software</p>		

U.S. Registration No.	3442480	Application Date	10/26/2005
Registration Date	06/03/2008	Foreign Priority	NONE


		Date	
Word Mark	DIVX		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2006/01/00 First Use In Commerce: 2006/01/00 Computer hardware and software for downloading, transferring and sharing audio, video and other multimedia transmissions</p> <p>Class 035. First use: First Use: 2006/01/00 First Use In Commerce: 2006/01/00 Licensing of computer software</p> <p>Class 042. First use: First Use: 2006/01/00 First Use In Commerce: 2006/01/00 Testing, analysis and evaluation of the goods of others for the purpose of certification</p>		

U.S. Registration No.	3877671	Application Date	06/04/2009
Registration Date	11/16/2010	Foreign Priority Date	NONE
Word Mark	DIVX		
Design Mark			
Description of Mark	The mark consists of the word "DIVX".		
Goods/Services	<p>Class 009. First use: First Use: 2006/01/01 First Use In Commerce: 2006/01/01 Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts</p> <p>Class 045. First use: First Use: 2006/01/01 First Use In Commerce: 2006/01/01 Licensing of intellectual property; licensing of intellectual property rights for</p>		


	computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, imagefiles, and computer software; and licensing of computer software
--	---

U.S. Registration No.	4064207	Application Date	06/05/2010
Registration Date	11/29/2011	Foreign Priority Date	NONE
Word Mark	DIVX		
Design Mark			
Description of Mark	The mark consists of the word "DIVX" in a stylized script with a triangular cut-out in the letter "X".		
Goods/Services	<p>Class 009. First use: First Use: 2010/10/06 First Use In Commerce: 2010/10/06 Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts; computer software and hardware for the collection, editing, organizing, modifying, book marking, transmission, storage and sharing of data and information; computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol; and computer software and hardware for downloading, transferring and sharing audio, video and other multimedia content to and among wireless devices</p> <p>Class 038. First use: First Use: 2010/10/06 First Use In Commerce: 2010/10/06 Communication services, namely, broadcasting of video and audio programming over telecommunications networks, wireless communication networks, the</p>		


	<p>Internet, information services networks and data networks; Communication services, namely, transmission of voice, audio, visual images and data by telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Computer services, namely, providing on-line facilities for communication, content sharing and real-time interaction with other computer users concerning topics of general interest; Internet protocol television (IPTV) transmission services; Streaming of audio, visual and audiovisual material via a global computer network and the internet; Transmission and distribution of data or audio visual images via a global computer network or the internet; and video and video streaming via a global computer network and the internet</p> <p>Class 042. First use: First Use: 2010/10/06 First Use In Commerce: 2010/10/06 Testing, analysis and evaluation of the goods of others for the purpose of certification</p> <p>Class 045. First use: First Use: 2010/10/06 First Use In Commerce: 2010/10/06 Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software</p>
--	--

U.S. Registration No.	4102712	Application Date	02/19/2009
Registration Date	02/21/2012	Foreign Priority Date	NONE
Word Mark	DIVX		
Design Mark			
Description of Mark	The mark consists of the word "DIVX" in the upper portion of a bifurcated rectangle with a border.		
Goods/Services	<p>Class 009. First use: First Use: 2009/09/04 First Use In Commerce: 2009/09/04 Consumer electronic devices for recording, storing, transmitting, reproducing and viewing of sound, image and video files, namely, televisions, hard disk drives, computers, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, digital audio players, digital video players, personal digital assistant, image and</p>		


	<p>sound fax machines, digital photo frames, digital photo keychains, camcorders, digital media receivers and multi-functional digital transmitters; consumer electronic devices for recording, storing, transmitting, reproducing and viewing of sound, image and video files, namely, hard disk based devices, namely, devices which contain rapidly rotating platters with magnetic surfaces or solid state memory to store data; and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing downloadable and non-downloadable media files featuring audio, video and image content, and electronic broadcasts</p> <p>Class 042. First use: First Use: 2009/09/04 First Use In Commerce: 2009/09/04 testing, analysis and evaluation of the goods of others for the purpose of certification</p>
--	--

U.S. Registration No.	3846424	Application Date	09/28/2009
Registration Date	09/07/2010	Foreign Priority Date	NONE
Word Mark	DIVX PLUS		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2009/01/07 First Use In Commerce: 2009/10/26 Consumer electronic devices, namely, apparatus for recording, storing, transmitting, reproducing, and viewing of audio, image and video files; and computer hardware and software for the encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio files, video files, other multimedia files and electronic broadcasts</p> <p>Class 042. First use: First Use: 2009/01/07 First Use In Commerce: 2009/10/26 testing, analysis, and evaluation of the goods of others for the purpose of certification</p> <p>Class 045. First use: First Use: 2009/01/07 First Use In Commerce: 2009/10/26 licensing of intellectual property, computer hardware, consumer electronics, audio files, video files, and other multimedia files containing sound and image data, and computer software</p>		


U.S. Registration No.	4064208	Application Date	06/05/2010
Registration Date	11/29/2011	Foreign Priority Date	NONE
Word Mark	DIVX		

Design Mark	
Description of Mark	The mark consists of the word "DIVX" in a stylized script with a triangular cut-out in the letter "X", a "+" symbol positioned directly after the word "DIVX" with a triangular cut-out in the "+" symbol.
Goods/Services	<p>Class 009. First use: First Use: 2010/10/06 First Use In Commerce: 2010/10/06 Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts; computer software and hardware for the collection, editing, organizing, modifying, book marking, transmission, storage and sharing of data and information; computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol; and computer software and hardware for downloading, transferring and sharing audio, video and other multimedia content to and among wireless devices</p> <p>Class 038. First use: First Use: 2010/10/06 First Use In Commerce: 2010/10/06 Communication services, namely, broadcasting of video and audio programming over telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Communication services, namely, transmission of voice, audio, visual images and data by telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Computer services, namely, providing on-line facilities for communication, content sharing and real-time interaction with other computer users concerning topics of general interest; Internet protocol television (IPTV) transmission services; Streaming of audio, visual and audiovisual material via a global computer network and the Internet; Transmission and distribution of data or audio visual images via a global computer network or the Internet; and video and video streaming via a global computer network and the Internet</p> <p>Class 042. First use: First Use: 2010/10/06 First Use In Commerce: 2010/10/06 Testing, analysis and evaluation of the goods of others for the purpose of certification</p> <p>Class 045. First use: First Use: 2010/10/06 First Use In Commerce: 2010/10/06 Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing</p>

	and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software
--	---

U.S. Registration No.	4250499	Application Date	06/07/2010
Registration Date	11/27/2012	Foreign Priority Date	NONE
Word Mark	DIVX TV		
Design Mark			
Description of Mark	The mark consists of the word "DIVX" in a stylized script with a triangular cut-out in the letter "X" with the letters "TV" in a stylized polygon.		
Goods/Services	<p>Class 009. First use: First Use: 2010/12/08 First Use In Commerce: 2010/12/08 Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts; computer software and hardware for the collection, editing, organizing, modifying, book marking, transmission, storage and sharing of data and information; computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol; and computer software and hardware for downloading, transferring and sharing audio, video and other multimedia content to and among wireless devices</p> <p>Class 038. First use: First Use: 2010/12/08 First Use In Commerce: 2010/12/08 Communication services, namely, broadcasting of video and audio programming over telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Communication</p>		

	<p>services, namely, transmission of voice, audio, visual images and data by telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Computer services, namely, providing on-line facilities for communication, content sharing and real-time interaction with other computer users concerning topics of general interest; Internet protocol television (IPTV) transmission services; Streaming of audio, visual and audiovisual material via a global computer network and the internet; Transmission and distribution of data or audio visual images via a global computer network or the internet; and video and video streaming via a global computer network and the internet</p> <p>Class 042. First use: First Use: 2010/12/08 First Use In Commerce: 2010/12/08 Testing, analysis and evaluation of the goods of others for the purpose of certification</p> <p>Class 045. First use: First Use: 2010/12/08 First Use In Commerce: 2010/12/08 Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software</p>
--	---

U.S. Registration No.	3356851	Application Date	06/20/2003
Registration Date	12/18/2007	Foreign Priority Date	NONE
Word Mark	DIVX CERTIFIED		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2005/01/00 First Use In Commerce: 2005/01/00 Computer hardware and software for the receipt and display of broadcast video, audio, and digital data signals</p>		

U.S. Registration No.	2857603	Application Date	06/20/2003
Registration Date	06/29/2004	Foreign Priority Date	NONE
Word Mark	DIVX CERTIFIED		

Design Mark	DIVX CERTIFIED
Description of Mark	NONE
Goods/Services	Class 042. First use: First Use: 2002/09/17 First Use In Commerce: 2002/09/17 testing, analysis and evaluation of the goods of others for the purpose of certification


U.S. Registration No.	3552182	Application Date	02/28/2005
Registration Date	12/23/2008	Foreign Priority Date	NONE
Word Mark	DIVX CONNECTED		
Design Mark	DivX Connected		
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2008/03/10 First Use In Commerce: 2008/03/10 Computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol		

U.S. Registration No.	3994618	Application Date	12/16/2009
Registration Date	07/12/2011	Foreign Priority Date	NONE
Word Mark	DIVX TO GO		

Design Mark	DIVX TO GO
Description of Mark	NONE
Goods/Services	Class 009. First use: First Use: 2010/03/16 First Use In Commerce: 2010/03/16 COMPUTER SOFTWARE AND HARDWARE FOR THE COLLECTION, EDITING, ORGANIZING, MODIFYING, BOOK MARKING, TRANSMISSION, STORAGE AND SHARING OF DATA AND INFORMATION; COMPUTER HARDWARE AND SOFTWARE FOR DOWNLOADING, TRANSFERRING AND SHARING AUDIO, VIDEO AND OTHER MULTIMEDIA CONTENT AMONG NETWORKED DEVICES AND DEVICES THAT SHARE A COMMON COMMUNICATIONS PROTOCOL; COMPUTER SOFTWARE AND HARDWARE FOR DOWNLOADING, TRANSFERRING AND SHARING AUDIO, VIDEO AND OTHER MULTIMEDIA CONTENT TO AND AMONG WIRELESS DEVICES

U.S. Registration No.	3432805	Application Date	08/24/2005
Registration Date	05/20/2008	Foreign Priority Date	NONE
Word Mark	DIVX ULTRA		
Design Mark	DIVX ULTRA		
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 2006/01/12 First Use In Commerce: 2006/01/12 Testing, analysis and evaluation of the goods of others for the purpose of certification		

U.S. Registration No.	4187261	Application Date	05/07/2010
Registration Date	08/07/2012	Foreign Priority Date	NONE
Word Mark	DIVX ACCELERATED		

Design Mark	
Description of Mark	NONE
Goods/Services	<p>Class 009. First use: First Use: 2010/10/01 First Use In Commerce: 2010/10/01</p> <p>SOFTWARE SOLD AS AN INTEGRAL COMPONENT OF CONSUMER ELECTRONIC DEVICES, NAMELY, APPARATUS FOR RECORDING, TRANSMISSION, PROCESSING AND REPRODUCTION OF SOUND, IMAGES OR DATA FOR THE PURPOSE OF ENHANCING THE QUALITY OF VIDEO PLAYBACK BY IMPROVED ENCODING; SOFTWARE SOLD AS AN INTEGRAL COMPONENT OF CONSUMER ELECTRONIC DEVICES, NAMELY, TELEVISIONS, DIGITAL IMAGE AND DIGITAL VIDEO PROJECTORS, SET-TOP BOXES, GAMING CONSOLES, DIGITAL CAMERAS, PORTABLE MEDIA PLAYERS, MP3 AND MP4 PLAYERS, FOR THE PURPOSE OF ENHANCING THE QUALITY OF VIDEO PLAYBACK BY IMPROVED ENCODING; EXTERNAL MEDIA RECORDERS, NAMELY, AUDIO AND VIDEO RECORDERS, OPTICAL DRIVE WRITERS AND READERS; REWRITABLE IMAGE, AUDIO AND VIDEO STORAGE DEVICES, NAMELY, HARD DISK DRIVES; DIGITAL IMAGE STORAGE DEVICES, NAMELY, BLANK DIGITAL STORAGE MEDIA; CELL PHONES, MOBILE PHONE HANDSETS, IMAGE MOBILE PHONES, PORTABLE PERSONAL NAVIGATION DEVICES, IN-CAR MEDIA PLAYERS; VIDEO, IMAGE AND AUDIO CAPTURE CARDS; DIGITAL VIDEO RECORDERS, IMAGE AND SOUND FAX MACHINES, DIGITAL PHOTO FRAMES, DIGITAL MEDIA RECEIVERS AND MULTI-FUNCTIONAL DIGITAL TRANSMITTERS; AND COMPUTER HARDWARE AND SOFTWARE FOR ENCODING, DECODING, CAPTURING, PLAYING, VIEWING, DOWNLOADING, TRANSFERRING AND SHARING AUDIO, VIDEO AND OTHER MULTIMEDIA FILES AND ELECTRONIC BROADCASTS; INTEGRATED CIRCUITS, INTEGRATED CIRCUIT CHIPS, AND INTEGRATED CIRCUIT MODULES FOR ENCODING AND DECODING DIGITAL VIDEO; INTEGRATED CIRCUITS, INTEGRATED CIRCUIT CHIPS, AND INTEGRATED CIRCUIT MODULES FOR DIGITAL VIDEO COMPRESSION AND DECOMPRESSION; INTEGRATED CIRCUIT CHIPS FOR ENCODING AND DECODING DIGITAL VIDEO AS A COMPONENT OF VIDEO GAMES SOFTWARE</p>

Attachments	<p>76188096#TMSN.gif(bytes) 77894599#TMSN.jpeg(bytes) 77752434#TMSN.jpeg(bytes) 78741293#TMSN.jpeg(bytes) 77752531#TMSN.jpeg(bytes) 85055584#TMSN.jpeg(bytes) 77674013#TMSN.jpeg(bytes) 77836380#TMSN.jpeg(bytes) 85055588#TMSN.jpeg(bytes) 85056755#TMSN.jpeg(bytes) 76978479#TMSN.gif(bytes)</p>
-------------	--

	76526453#TMSN.gif(bytes) 78980220#TMSN.jpeg(bytes) 77894490#TMSN.jpeg(bytes) 78699552#TMSN.jpeg(bytes) 85032863#TMSN.jpeg(bytes) 2013-11-12 Opposition final.pdf(270592 bytes) Exhibit A.pdf(384610 bytes)
--	--

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Charles R. Halloran/
Name	Charles R. Halloran
Date	11/12/2013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of trademark application **Serial No. 85/675533**

DVCS

For the mark

Published in the Trademark *Official Gazette* on July 16, 2013 (the term for opposition having been extended to November 13, 2013)

DivX, LLC

Opposer,

v.

Delta Electronics, Inc.

Applicant.

Opposition No.

NOTICE OF OPPOSITION

DivX, LLC (“DivX” or “Opposer”), a Delaware limited liability company with a principal place of business at 4780 Eastgate Mall, San Diego, California 92121, believes that it will be damaged by registration of the mark shown in Application Serial No. 85/675533 in international Class 09 and hereby opposes its registration.

As grounds for opposition, Opposer alleges that:

1. Applicant Delta Electronics, Inc., (“Delta” or “Applicant”) a corporation of Taiwan with its principal place of business at 186 Ruey Kuang Road, Neihu Taipei TAIWAN 11491, seeks to register trademark Application Serial No. 85/675533 as a trademark for “Video graphics display control and management systems comprising Video decoders, Audio decoders, Video and audio processors, Video and audio signal transceivers, Electronic switchers for video and audio signals, Network hubs and switchers, Electronic interconnectors for video and audio signals, Power conversion devices, Flat panel display

screens, Multimedia projectors, Matrix distribution controller for video and audio signals, and the Management computer software thereof” in International Class 09, based on an intent-to-use, as evidenced by the publication of the application in the July 16, 2013 issue of the *Official Gazette*.

2. According to its website, Delta is a “solution provider and our businesses now encompass power electronics, energy management, and smart green life. . . . We have worldwide R&D facilities in Taiwan, China, Thailand, Japan, the U.S., and Europe.” See <http://www.deltaww.com/about/company.aspx?secID=5&pid=0&tid=0&hl=en-US>.

3. DivX provides goods and services that enable consumers to enjoy a high-quality video experience on any device or platform. DivX creates, distributes and licenses digital video technologies for various media environments, including the computer, the living room and mobile devices. Over one billion DivX devices, including Blu-ray players, digital TVs, gaming consoles, mobile phones and tablets have shipped worldwide from leading consumer electronics manufacturers. DivX also offers content providers and publishers a complete solution for the distribution of secure, high-quality digital video content. Driven by a globally recognized brand and a passionate community of hundreds of millions of consumers, DivX is simplifying the video experience to enable the digital home.

4. DivX has been using its DIVX trademark for over 13 years. By January of 2000, over 500,000 people were already using DivX software, and by September of 2000, there had been more than 2,500,000 unique visitors to the official DivX homepage (which at that time was located at <http://divxctw.cc>). In addition, as of November 1, 2013, DivX software has been downloaded over 1 billion times.

5. The www.divx.com webpage was launched at least as early as February 3, 2001 and has been continuously available to the public since that time.

6. Through DivX's marketing efforts over the years, as well as its increasing sales, DivX's DIVX marks have become well known among consumers of virtually all types.

7. DivX maintains and uses a family of DIVX trademark registrations in the United States and around the world.

8. The DIVX mark was first used September 1, 1999, and was first used in commerce on January 15, 2000. DivX is the owner of United States Registration No. 2671143 for the mark DIVX, which issued January 7, 2003 for the goods On-line downloadable computer software for broadband video transfer in Class 09 and Licensing of computer software in Class 35 based on an application filed on December 28, 2000. *See* Exhibit A, page 1.

9. DivX is the owner of United States Registration No. 3982259 for the mark DIVX, which issued June 21, 2011 for the goods Communication services, namely, broadcasting of video and audio programming over telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Communication services, namely, transmission of voice, audio, visual images and data by telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Computer services, namely, providing on-line facilities for communication, content sharing and real-time interaction with other computer users concerning topics of general interest; Internet protocol television (IPTV) transmission services; Streaming of audio, visual and audiovisual material via a global computer network and the internet; Transmission and distribution of data or audio visual

images via a global computer network or the internet; and video and video streaming via a global computer network and the internet in class 38 based on an application filed December 16, 2009. *See Exhibit A, page 8.*

10. DivX is the owner of United States Registration No. 4080445 for the mark DIVX, which issued January 3, 2012 for the goods Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts in class 09; and Testing, analysis and evaluation of the goods of others for the purpose of certification in class 42; and Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones,

mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software in class 45 based on an application filed June 4, 2009. *See Exhibit A, page 11.*

11. DivX is the owner of United States Registration No. 3442480 for the mark



, which issued June 3, 2008 for the goods Computer hardware and software for downloading, transferring and sharing audio, video and other multimedia transmissions in class 09; Licensing of computer software in class 35; and Testing, analysis and evaluation of the goods of others for the purpose of certification in class 42 based on an application filed October 26, 2005. *See Exhibit A, page 15.*

12. DivX is the owner of United States Registration No. 3877671 for the mark



, which issued November 16, 2010 for the goods Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage

media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts in class 09; and Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software in class 45 based on an application filed June 4, 2009. *See Exhibit A, page 19.*

13. DivX is the owner of United States Registration No. 4064207 for the mark



, which issued November 29, 2011 for the goods Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and

digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts; computer software and hardware for the collection, editing, organizing, modifying, book marking, transmission, storage and sharing of data and information; computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol; and computer software and hardware for downloading, transferring and sharing audio, video and other multimedia content to and among wireless devices in class 09, Communication services, namely, broadcasting of video and audio programming over telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Communication services, namely, transmission of voice, audio, visual images and data by telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Computer services, namely, providing on-line facilities for communication, content sharing and real-time interaction with other computer users concerning topics of general interest; Internet protocol

television (IPTV) transmission services; Streaming of audio, visual and audiovisual material via a global computer network and the internet; Transmission and distribution of data or audio visual images via a global computer network or the internet; and video and video streaming via a global computer network and the internet in class 38, Testing, analysis and evaluation of the goods of others for the purpose of certification in class 42; and Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software in class 45 based on an application filed June 5, 2010. *See Exhibit A, page 23.*

14. DivX is the owner of United States Registration No. 4102712 for the mark



, which issued February 21, 2012 for the goods Consumer electronic devices for recording, storing, transmitting, reproducing and viewing of sound, image and video files, namely, televisions, hard disk drives, computers, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media

recorders, optical drive writers and readers, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, digital audio players, digital video players, personal digital assistant, image and sound fax machines, digital photo frames, digital photo keychains, camcorders, digital media receivers and multi-functional digital transmitters; consumer electronic devices for recording, storing, transmitting, reproducing and viewing of sound, image and video files, namely, hard disk based devices, namely, devices which contain rapidly rotating platters with magnetic surfaces or solid state memory to store data; and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing downloadable and non-downloadable media files featuring audio, video and image content, and electronic broadcasts in class 09; and testing, analysis and evaluation of the goods of others for the purpose of certification in class 42 based on an application filed February 19, 2009. *See Exhibit A, page 27.*

15. DivX is the owner of United States Registration No. 3846424 for the mark DIVX PLUS, which issued September 7, 2010 for the goods Consumer electronic devices, namely, apparatus for recording, storing, transmitting, reproducing, and viewing of audio, image and video files; and computer hardware and software for the encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio files, video files, other multimedia files and electronic broadcasts in class 09; testing, analysis, and evaluation of the goods of others for the purpose of certification in class 42; and licensing of intellectual property, computer hardware, consumer electronics, audio files, video files, and other multimedia files containing sound and image data, and computer software in class 45 based on an application filed September 28, 2009. *See Exhibit A, page 32.*

16. DivX is the owner of United States Registration No. 4064208 for the mark



, which issued November 29, 2011 for the goods Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts; computer software and hardware for the collection, editing, organizing, modifying, book marking, transmission, storage and sharing of data and information; computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol; and computer software and hardware for downloading, transferring and sharing audio, video and other multimedia content to and among wireless devices in class 09; Communication services, namely, broadcasting of video and audio programming over telecommunications networks, wireless communication networks, the Internet, information services networks

and data networks; Communication services, namely, transmission of voice, audio, visual images and data by telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Computer services, namely, providing on-line facilities for communication, content sharing and real-time interaction with other computer users concerning topics of general interest; Internet protocol television (IPTV) transmission services; Streaming of audio, visual and audiovisual material via a global computer network and the internet; Transmission and distribution of data or audio visual images via a global computer network or the internet; and video and video streaming via a global computer network and the internet in class 38; Testing, analysis and evaluation of the goods of others for the purpose of certification in class 42; and Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software in class 45 based on an application filed June 5, 2010. *See Exhibit A, page 36.*

17. DivX is the owner of United States Registration No. 4250499 for the mark



, which issued November 27, 2012 for the goods Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts; computer software and hardware for the collection, editing, organizing, modifying, book marking, transmission, storage and sharing of data and information; computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol; and computer software and hardware for downloading, transferring and sharing audio, video and other multimedia content to and among wireless devices in class 09; Communication services, namely, broadcasting of video and audio programming over telecommunications networks, wireless communication networks, the Internet, information services networks

and data networks; Communication services, namely, transmission of voice, audio, visual images and data by telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Computer services, namely, providing on-line facilities for communication, content sharing and real-time interaction with other computer users concerning topics of general interest; Internet protocol television (IPTV) transmission services; Streaming of audio, visual and audiovisual material via a global computer network and the internet; Transmission and distribution of data or audio visual images via a global computer network or the internet; and video and video streaming via a global computer network and the internet in class 38; Testing, analysis and evaluation of the goods of others for the purpose of certification in class 42; and Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software in class 45 based on an application filed June 7, 2010. *See Exhibit A, page 40.*

18. DivX is the owner of United States Registration No. 3356851 for the mark DIVX CERTIFIED , which issued December 18, 2007 for the goods Computer hardware and software for the receipt and display of broadcast video, audio, and digital data signals in class 09 based on an application filed June 20, 2003. *See Exhibit A, page 44.*

19. DivX is the owner of United States Registration No. 2857603 for the mark DIVX CERTIFIED, which issued June 29, 2004 for the goods testing, analysis and evaluation of the goods of others for the purpose of certification in class 42 based on an application filed June 20, 2003. *See Exhibit A, page 48.*

20. DivX is the owner of United States Registration No. 3552182 for the mark DIVX CONNECTED, which issued December 23, 2008 for the goods Computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol in class 09 based on an application filed February 28, 2005. *See Exhibit A, page 53.*

21. DivX is the owner of United States Registration No. 3994618 for the mark DIVX TO GO, which issued July 12, 2011 for the goods computer software and hardware for the collection, editing, organizing, modifying, book marking, transmission, storage and sharing of data and information; computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol; computer software and hardware for downloading, transferring and sharing audio, video and other multimedia content to and among wireless devices in class 09 based on an application filed December 16, 2009. *See Exhibit A, page 57.*

22. DivX is the owner of United States Registration No. 3432805 for the mark DIVX ULTRA, which issued May 20, 2008 for the goods Testing, analysis and evaluation of the goods of others for the purpose of certification in class 42 based on an application filed August 24, 2005. *See* Exhibit A, page 60.

23. DivX is the owner of United States Registration No. 4187261 for the mark DIVX ACCELERATED, which issued August 7, 2012 for the goods software sold as an integral component of consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data for the purpose of enhancing the quality of video playback by improved encoding; software sold as an integral component of consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, mp3 and mp4 players, for the purpose of enhancing the quality of video playback by improved encoding; external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts; integrated circuits, integrated circuit chips, and integrated circuit modules for encoding and decoding digital video; integrated circuits, integrated circuit chips, and integrated circuit modules for digital video compression and

decompression; integrated circuit chips for encoding and decoding digital video as a component of video games software in class 09 based on an application filed May 7, 2010. See Exhibit A, page 64.

24. The marks identified in Paragraph 8 through 23, above, are hereinafter referred to collectively as the DIVX marks. Copies of the TSDR records dated November 8, 2013 for each identified mark are attached collectively as Exhibit A.

25. DivX's family of registrations featuring its distinctive DIVX marks provides substantial evidence of the significance of the DIVX mark, and the fame that it has achieved.

26. In addition to its Federal trademark registrations, DivX also possesses common law rights in its DIVX marks based on DivX's longstanding use of the DIVX marks to identify its products and services, and the consuming public's association of the DIVX marks with DivX.

27. DivX has used its DIVX trademark continuously in commerce since at least as early as January 15, 2000, specifically in connection with software and consumer electronics goods, among other goods and services.

28. Over the past 13 years, DivX has invested millions of dollars in creating and maintaining its brand image, and the DIVX marks are at the core of such efforts.

29. As a result of the high quality of DivX's goods and the extensive promotion, sales, and public acceptance thereof, DivX's goods have acquired an outstanding reputation and the public now uses the DIVX marks to distinguish DivX's goods from the goods of others.

30. DivX's efforts have also resulted in its DIVX trademark becoming a famous mark as that term is defined in trademark law. The DIVX trademark is now well recognized by the public in general.


31. By virtue of the continuous and wide spread use by DivX of its DIVX marks, it is entitled to a broad scope of protection.

Likelihood of Confusion

32. DivX's rights in its DIVX marks precludes any rights Applicant may have in its applied for mark.

33. Pursuant to Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d), Applicant's mark so resembles Opposer's DIVX marks previously registered in the Office, as to be likely, when used on or in connection with the goods or services of the Applicant, to cause confusion, or to cause mistake, or to deceive.

34. The mark for which Applicant has applied is similar to DivX's DIVX marks. In particular, the marks are similar in sight, sound and meaning. Both marks contain the prominent D and V; while DIVX ends in "X" and DVCS ends in "CS", the "X" and "CS" create the same sound and similar appearance.

35. In addition to the similarity in the characters in the marks, the font and design of the Applicant's  mark resembles the bold font of DIVX's







, and

registered trademarks. This

similarity in design further contributes to the similarity in appearance between the marks.

36. The goods identified in Applicant's application are identical in part and otherwise related to the goods in the DIVX registrations.

37. For example, DivX's trademark Registration Nos. 2671143, 4080445, 3442480, 3877671, 4064207, 4102712, 3846424, 4064208, 4250499, 3356851, 3552182, 3994618, and 4187261 include software goods, as does the DVCS application.

38. Additionally, DivX's trademark Registration Nos. 2671143, 4080445, 3442480, 3877671, 4064207, 4102712, 3846424, 4064208, 4250499, 3356851, 3552182, 3994618, and 4187261 include consumer electronics or other computer hardware related to the playback, display, encoding/decoding and/or processing of audio visual content. The DVCS application includes similar or identical goods, such as "Video graphics display control and management systems comprising Video decoders, Audio decoders, Video and audio processors, Video and audio signal transceivers, Electronic switchers for video and audio signals, Network hubs and switchers, Electronic interconnectors for video and audio signals, Power conversion devices, Flat panel display screens, Multimedia projectors, [and] Matrix distribution controller for video and audio signals."

39. The marketing and channels of trade associated with the goods identified in Applicant's application are not limited and are therefore presumed to overlap with the marketing and channels of trade used by DivX.

40. Registration and use of Applicant's applied for mark will likely cause confusion, mistake, and deception among the relevant consuming public and will likely cause the relevant consuming public to mistakenly conclude that Applicant's goods are associated with, or sponsored by, DivX, when in fact they are not.

41. Registration of Applicant's applied for mark is likely to cause injury to DivX's business reputation and injure and impair DivX's rights in its DIVX marks.

42. Registration of Applicant's applied for mark is inconsistent with the registered trademark rights of DivX.

43. Registration of Applicant's applied for mark is also in violation and derogation of DivX's common law rights and is likely to cause confusion, mistake and deception among purchasers and users as to the source or origin of the goods and services, or their affiliation with or sponsorship by DIVX, thereby causing loss, damage, and injury to DIVX and the public.

Dilution

44. DivX incorporates by reference paragraphs 1-43 of this Notice of Opposition as if fully stated here.

45. DivX's DIVX trademark is distinctive and well-know. Through over 13 years of usage and advertising by DivX, the DIVX mark has become "famous" as such term is used in 15. U.S.C. §1125(c).

46. DivX's DIVX trademark is the subject of several Federal Trademark Registrations, as exemplified by, among others, Registration Nos. 2671143 (Ex. A, page 1), 3982259 (Ex. A, page 8), 4080445 (Ex. A, page 11), 3442480 (Ex. A, page 15), 3877671 (Ex. A, page 19), 4064207 (Ex. A, page 23), and 4102712 (Ex. A, page 27).

47. DivX's DIVX trademark is widely recognized by the general consuming public of the United States as a designation that DivX is the source of the goods and services associated with the mark.

48. Applicant's application for the DVCS mark was made after DivX's distinctive DIVX trademark had become famous.

49. Applicant's use of a mark that is very similar to DivX's famous DIVX trademark is likely to cause dilution of the DIVX trademark's distinctive qualities by blurring, or dilution by tarnishment of the DIVX trademark by creating a likelihood of association with DivX's famous DIVX trademark arising from the applied-for mark's similarity to the DIVX trademark and by impairing the distinctiveness of the DIVX trademark, all the irreparable injury to and damage of DivX.

50. The use of the applied-for mark will cause an association arising from the similarity between the applied-for mark and the famous DIVX trademark that will harm the reputation of the DIVX trademark and will thereby cause dilution by tarnishment in violation of 15 U.S.C. §1125(c).

Wherefore, DivX requests this Opposition be sustained, Application Serial No. 85/675533 be rejected, and that the **DVCS** application be refused registration.

Respectfully submitted,

KPPB LLP

Dated: November 12, 2013

By /Charles R Halloran/

Charles R. Halloran
Joel A. Kauth
Attorneys for Opposer
2400 E Katella Ave, STE 1050
Anaheim, CA 92806
949.852.0000

Generated on: This page was generated by TSDR on 2013-11-08 13:47:53 EST

Mark: DIVX

DIVX

US Serial Number: 76188096
US Registration Number: 2671143
Register: Principal
Mark Type: Trademark, Service Mark
Status: The registration has been renewed.
Status Date: Apr. 13, 2013
Publication Date: Oct. 15, 2002

Application Filing Date: Dec. 28, 2000
Registration Date: Jan. 07, 2003

Mark Information

Mark Literal Elements: DIVX
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)
Acquired Distinctiveness Claim: In whole

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *..* identify additional (new) wording in the goods/services.

For: on-line downloadable computer software for broadband video transfer

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 01, 1999

Use in Commerce: Jan. 15, 2000

For: licensing of computer software

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 01, 1999

Use in Commerce: Jan. 15, 2000

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: DIVX, LLC
Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES
Legal Entity Type: LIMITED LIABILITY COMPANY
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record	
Attorney Name: John Peck	Docket Number: D1:01072
Attorney Primary Email Address: tess@kppb.com	Attorney Email Authorized: Yes
Correspondent	
Correspondent Name/Address: JOHN PECK KAUTH, POMEROY, PECK & BAILEY LLP SUITE 1050 2400 E. KATELLA ANAHEIM, CALIFORNIA 92806 UNITED STATES	
Phone: 949.852.0000	Fax: 949.852.0004
Correspondent e-mail: tess@kppb.com	Correspondent e-mail Authorized: Yes
Domestic Representative	
Domestic Representative Name: GRAY CARY WARE & FREIDENRICH LLP	

Prosecution History

Date	Description	Proceeding Number
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Apr. 13, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Apr. 13, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	67723
Apr. 13, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	67723
Mar. 25, 2013	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	67723
Apr. 10, 2013	TEAS RESPONSE TO OFFICE ACTION-POST REG RECEIVED	
Apr. 09, 2013	POST REGISTRATION ACTION MAILED - SEC. 8 & 9	67723
Apr. 09, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Mar. 25, 2013	TEAS SECTION 8 & 9 RECEIVED	
Jan. 06, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 30, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Mar. 23, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 16, 2008	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	75461
Sep. 16, 2008	ASSIGNED TO PARALEGAL	75461
Sep. 11, 2008	TEAS SECTION 8 & 15 RECEIVED	
Feb. 27, 2008	CASE FILE IN TICRS	
Jan. 07, 2003	REGISTERED-PRINCIPAL REGISTER	
Oct. 15, 2002	PUBLISHED FOR OPPOSITION	
Sep. 25, 2002	NOTICE OF PUBLICATION	
May 28, 2002	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 20, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Feb. 22, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jun. 18, 2001	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 20, 2001	NON-FINAL ACTION MAILED	
Aug. 09, 2001	USE AMENDMENT ACCEPTED	
Aug. 08, 2001	ASSIGNED TO EXAMINER	76079
Aug. 08, 2001	ASSIGNED TO EXAMINER	76079
Aug. 06, 2001	ASSIGNED TO EXAMINER	77878
Aug. 06, 2001	AMENDMENT TO USE PROCESSING COMPLETE	
Mar. 19, 2001	USE AMENDMENT FILED	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jan. 07, 2013

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: Not Found

Date in Location: Apr. 13, 2013

Assignment Abstract Of Title Information

Summary

Total Assignments: 6

Registrant: DivXNetworks, Inc.

Assignment 1 of 6

Conveyance: SECURITY INTEREST

Reel/Frame: [2653/0775](#)

Pages: 8

Date Recorded: Jan. 22, 2003

Supporting Documents: [assignment-tm-2653-0775.pdf](#)

Assignor

Name: [DIVXNETWORKS, INC.](#)

Execution Date: Sep. 09, 2002

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: [SILICON VALLEY BANK](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 3003 TASMAN DRIVE
HA 155
SANTA CLARA, CALIFORNIA 95054

Correspondent

Correspondent Name: SILICON VALLEY BANK

Correspondent Address: BRYAN BRITTINGHAM
3003 TASMAN DR.
SANTA CLARA, CA 95054

Domestic Representative - Not Found

Assignment 2 of 6

Conveyance: SECURITY AGREEMENT

Reel/Frame: [2661/0369](#)

Pages: 7

Date Recorded: Sep. 30, 2002

Supporting Documents: [assignment-tm-2661-0369.pdf](#)

Assignor

Name: [DIVXNETWORKS, INC.](#)

Execution Date: Sep. 09, 2002

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: [SILICON VALLEY BANK](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 3003 TASMAN DRIVE
HA155
SANTA CLARA, CALIFORNIA 95054

Correspondent

Correspondent Name: SILICON VALLEY BANK

Correspondent Address: BRYAN BRITTINGHAM
LOAN DOCUMENTATION HA15
3003 TASMAN DRIVE
SANTA CLARA, CA 95054

Domestic Representative - Not Found

Assignment 3 of 6

Conveyance: CHANGE OF NAME

Reel/Frame: [3113/0393](#)

Pages: 5

Date Recorded: Jun. 29, 2005

Supporting Documents: [assignment-tm-3113-0393.pdf](#)

Assignor

Name: [DIVXNETWORKS, INC.](#) Execution Date: Mar. 23, 2005
Legal Entity Type: CORPORATION State or Country Where Organized: DELAWARE

Assignee

Name: [DIVX, INC.](#)
Legal Entity Type: CORPORATION State or Country Where Organized: DELAWARE
Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: THOMSON & THOMSON
Correspondent Address: 1750 K STREET, NW
SUITE 200
WASHINGTON, DC 20006

Domestic Representative - Not Found

Assignment 4 of 6

Conveyance: MERGER EFFECTIVE 10/07/2010
Reel/Frame: [4496/0125](#) Pages: 11
Date Recorded: Mar. 11, 2011
Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#) Execution Date: Oct. 07, 2010
Legal Entity Type: CORPORATION State or Country Where Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)
Legal Entity Type: CORPORATION State or Country Where Organized: DELAWARE
Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK
Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 5 of 6

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.
Reel/Frame: [5002/0117](#) Pages: 13
Date Recorded: Apr. 09, 2013
Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#) Execution Date: Oct. 07, 2010
Legal Entity Type: CORPORATION State or Country Where Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)
Legal Entity Type: LIMITED LIABILITY COMPANY State or Country Where Organized: DELAWARE
Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK
Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Assignment 6 of 6

Conveyance: SECURITY AGREEMENT

Reel/Frame: [4506/0130](#)

Pages: 10

Date Recorded: Mar. 25, 2011

Supporting Documents: [assignment-tm-4506-0130.pdf](#)

Assignor

Name: [SONIC SOLUTIONS LLC](#)

Execution Date: Mar. 25, 2011

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Assignee

Name: [JPMORGAN CHASE BANK, N.A., AS COLLATERAL AGENT](#)

Legal Entity Type: BANK

State or Country Where Organized: UNITED STATES

Address: 383 MADISON AVENUE, FLOOR 24
NEW YORK, NEW YORK 10179

Correspondent

Correspondent Name: ELSPETH CALLAHAN

Correspondent Address: 1100 G ST NW SUITE 420
NATIONAL CORPORATE RESEARCH
WASHINGTON, DC 20005

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91178576](#)

Filing Date: Jul 25, 2007

Status: Terminated

Status Date: Jul 26, 2010

Interlocutory Attorney: JENNIFER KRISP

Defendant

Name: Chance-i USA Corp.

Correspondent Address: JOHN K PARK
PARK LAW FIRM
3255 WILSHIRE BLVD , SUITE 1110
LOS ANGELES CA , 90010
UNITED STATESCorrespondent e-mail: chroh@parklaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DIVIS	Registered	78613804	4411358

Plaintiff(s)

Name: DivX, Inc.

Correspondent Address: CHARLES R HALLORAN
KAUTH POMEROY PECK & BAILEY LLP
2400 E KATELLA AVE, SUITE 1050
ANAHEIM CA , 92806
UNITED STATESCorrespondent e-mail: charles.halloran@kppb.com , pto@kppb.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DIVX	Renewed	76188096	2671143
DIVX	Cancelled - Section 8	76356387	2712951

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 25, 2007	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 25, 2007	Sep 03, 2007

3	PENDING, INSTITUTED	Jul 25, 2007
4	NOTICE OF DEFAULT	Sep 25, 2007
5	D'S MOTION TO SET ASIDE DEFAULT W/CON; EXT TIME	Oct 23, 2007
6	ANSWER	Nov 26, 2007
7	D'S MOT TO SUSP PEND SETLMT NEGOTIATIONS	Nov 26, 2007
8	SUSPENDED	Nov 27, 2007
9	SUSPENDED	Nov 28, 2007
10	D'S MOT TO SUSP PEND SETLMT NEGOTIATIONS	Jan 28, 2008
11	SUSPENDED	Jan 29, 2008
12	D'S MOT TO SUSP PEND SETLMT NEGOTIATIONS	Mar 31, 2008
13	SUSPENDED	Mar 31, 2008
14	D'S MOT TO SUSP PEND SETLMT NEGOTIATIONS	May 30, 2008
15	SUSPENDED	May 30, 2008
16	D'S MOT TO SUSP PEND SETLMT NEGOTIATIONS	Jul 30, 2008
17	SUSPENDED	Jul 30, 2008
18	P'S MOT FOR EXTEN. OF TIME W/ CONSENT	Jan 16, 2009
19	EXTENSION OF TIME GRANTED	Jan 16, 2009
20	P'S MOTION TO CONSOLIDATE	May 27, 2009
21	CONSOLIDATION GRANTED; PROCEEDINGS SUSPENDED	May 28, 2009
22	BOARD'S DECISION: SUSTAINED	May 18, 2010
23	TERMINATED	May 18, 2010
24	P'S MOT FOR EXTEN. OF TIME W/ CONSENT	May 18, 2010
25	P'S MOT FOR EXTEN. OF TIME W/ CONSENT	Jul 26, 2010
26	EXTENSION OF TIME GRANTED	Aug 18, 2010
27	UNDELIVERABLE MAIL	Aug 30, 2010
28	P'S MOT TO SUSP PEND SETLMT NEGOTIATIONS	Oct 25, 2010
29	SUSPENDED	Nov 02, 2010
30	APPEARANCE	Jan 05, 2011
31	P'S MOT FOR EXTEN. OF TIME W/ CONSENT	Jun 02, 2011
32	EXTENSION OF TIME GRANTED	Jun 07, 2011
33	CHANGE OF CORRESPONDENCE ADDRESS	Aug 18, 2011
34	PLAINTIFF'S NOTICE OF RELIANCE	Aug 19, 2011
35	PLS CERTIFICATE OF SERVICE	Aug 19, 2011
36	BRIEF ON MERITS FOR PLAINTIFF	Feb 01, 2012
37	SUBMITTED ON BRIEF	Apr 05, 2012
38	BOARD'S DECISION: DISMISSED	Aug 01, 2012

Type of Proceeding: Opposition

Proceeding Number: [91178083](#)

Filing Date: Jun 27, 2007

Status: Terminated

Status Date: Dec 07, 2010

Interlocutory Attorney: CHERYL A BUTLER

Defendant

Name: Calyptix Security Corporation

Correspondent Address: JAMES M. HARRINGTON
THE HARRINGTON PRACTICE PLLC
10130 MALLARD CREEK RD , SUITE 110
CHARLOTTE NC , 28262-6001
UNITED STATES

Correspondent e-mail: jharrington@hprac.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DYVAX	Abandoned - After Inter-Partes Decision	78829354	

DYVAX PROTECTED

Abandoned - After Inter-Partes Decision

[78868291](#)

DYVAX PROTECTED

Abandoned - After Inter-Partes Decision

[78868288](#)**Plaintiff(s)****Name:** DivX, Inc.

Correspondent Address: JANE SHAY WALD, ESQ.
IRELL & MANELLA LLP
1800 AVENUE OF THE STARS, SUITE 900
LOS ANGELES CA , 90067
UNITED STATES

Correspondent e-mail: jwald@irell.com , mcohen@irell.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
DIVX	Renewed	76188096	2671143
DIVX	Cancelled - Section 8	76356387	2712951
DIVX CERTIFIED	Renewed	76526453	2857603

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 27, 2007	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 27, 2007	Aug 06, 2007
3	PENDING, INSTITUTED	Jun 27, 2007	
4	D'S MOT FOR EXTEN. OF TIME W/ CONSENT	Aug 22, 2007	
5	EXTENSION OF TIME GRANTED	Aug 22, 2007	
6	ANSWER	Sep 04, 2007	
7	STIPULATION FOR AN EXTENSION OF TIME	Jan 14, 2008	
8	EXTENSION OF TIME GRANTED	Jan 14, 2008	
9	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	May 09, 2008	
10	SUSPENDED	May 09, 2008	
11	STIPULATION FOR AN EXTENSION OF TIME	Jul 29, 2008	
12	EXTENSION OF TIME GRANTED	Jul 30, 2008	
13	STIPULATION FOR AN EXTENSION OF TIME	Oct 02, 2008	
14	EXTENSION OF TIME GRANTED	Oct 02, 2008	
15	STIPULATION FOR AN EXTENSION OF TIME	Jan 02, 2009	
16	EXTENSION OF TIME GRANTED	Jan 02, 2009	
17	STIPULATION FOR AN EXTENSION OF TIME	Feb 03, 2009	
18	EXTENSION OF TIME GRANTED	Feb 04, 2009	
19	STIPULATION FOR AN EXTENSION OF TIME	Apr 07, 2009	
20	EXTENSION OF TIME GRANTED	Apr 07, 2009	
21	STIPULATION FOR AN EXTENSION OF TIME	Jun 08, 2009	
22	EXTENSION OF TIME GRANTED	Jun 08, 2009	
23	STIPULATION FOR AN EXTENSION OF TIME	Aug 26, 2009	
24	EXTENSION OF TIME GRANTED	Aug 31, 2009	
25	UNDELIVERABLE MAIL	Sep 24, 2009	
26	CHANGE OF CORRESPONDENCE ADDRESS	Nov 18, 2009	
27	BRIEF ON MERITS FOR PLAINTIFF	May 17, 2010	
28	P'S DEPOSITION OF LEE C. MILSTEIN	Jun 14, 2010	
29	P'S DEPOSITION OF LEE C. MILSTEIN	Jun 14, 2010	
30	P'S DEPOSITION OF LEE C. MILSTEIN	Jun 14, 2010	
31	SUBMITTED ON BRIEF	Jul 16, 2010	
32	BOARD'S DECISION: SUSTAINED	Sep 23, 2010	
33	TERMINATED	Dec 07, 2010	

Generated on: This page was generated by TSDR on 2013-11-08 13:58:18 EST

Mark: DIVX

DIVX

US Serial Number: 77894599

Application Filing Date: Dec. 16, 2009

US Registration Number: 3982259

Registration Date: Jun. 21, 2011

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jun. 21, 2011

Publication Date: Jul. 27, 2010

Notice of Allowance Date: Sep. 21, 2010

Mark Information

Mark Literal Elements: DIVX

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 2671143, 3442480, 3552182 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Communication services, namely, broadcasting of video and audio programming over telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Communication services, namely, transmission of voice, audio, visual images and data by telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Computer services, namely, providing on-line facilities for communication, content sharing and real-time interaction with other computer users concerning topics of general interest; Internet protocol television (IPTV) transmission services; Streaming of audio, visual and audiovisual material via a global computer network and the internet; Transmission and distribution of data or audio visual images via a global computer network or the internet; and video and video streaming via a global computer network and the internet

International Class(es): 038 - Primary Class

U.S Class(es): 100, 101, 104

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 22, 2001

Use in Commerce: Aug. 22, 2001

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: DIVX, LLC

Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John W. Peck
Attorney Primary Email Address: pto@kppb.com

Docket Number: D1:01599
Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: JOHN W. PECK
KAUTH, POMEROY, PECK & BAILEY LLP
2875 MICHELLE STE 110
IRVINE, CALIFORNIA 92606-1024
UNITED STATES

Phone: 949.852.0000

Fax: 949.852.0004

Correspondent e-mail: pto@kppb.com

Correspondent e-mail Authorized: No

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jun. 21, 2011	REGISTERED-PRINCIPAL REGISTER	
May 20, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
May 19, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	68123
May 18, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 12, 2011	STATEMENT OF USE PROCESSING COMPLETE	61813
May 07, 2011	USE AMENDMENT FILED	61813
May 07, 2011	TEAS STATEMENT OF USE RECEIVED	
Mar. 30, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Mar. 29, 2011	EXTENSION 1 GRANTED	61813
Mar. 17, 2011	EXTENSION 1 FILED	61813
Mar. 28, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	61813
Mar. 23, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Mar. 17, 2011	TEAS EXTENSION RECEIVED	
Sep. 21, 2010	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Jul. 27, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 27, 2010	PUBLISHED FOR OPPOSITION	
Jun. 24, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	68123
Jun. 24, 2010	ASSIGNED TO LIE	68123
Jun. 10, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 09, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 08, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 08, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 18, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 18, 2010	NON-FINAL ACTION E-MAILED	6325
Mar. 18, 2010	NON-FINAL ACTION WRITTEN	76625
Mar. 17, 2010	ASSIGNED TO EXAMINER	76625
Dec. 23, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Dec. 19, 2009	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: May 19, 2011

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant: DIVX, LLC

Assignment 1 of 2

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Generated on: This page was generated by TSDR on 2013-11-08 13:54:27 EST

Mark: DIVX

DIVX

US Serial Number: 77752434

Application Filing Date: Jun. 04, 2009

US Registration Number: 4080445

Registration Date: Jan. 03, 2012

Register: Principal

Mark Type: Trademark, Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jan. 03, 2012

Publication Date: Mar. 30, 2010

Notice of Allowance Date: May 25, 2010

Mark Information

Mark Literal Elements: DIVX

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3432805, 3442480, 3552182 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 11, 2001

Use in Commerce: Jan. 11, 2011

For: Testing, analysis and evaluation of the goods of others for the purpose of certification

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 30, 2002

Use in Commerce: Nov. 30, 2002

For: Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software

International Class(es): 045 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 31, 2002

Use in Commerce: Jul. 31, 2002

Basis Information (Case Level)

Filed Use:	No	Currently Use:	Yes	Amended Use:	No
Filed ITU:	Yes	Currently ITU:	No	Amended ITU:	No
Filed 44D:	No	Currently 44D:	No	Amended 44D:	No
Filed 44E:	No	Currently 44E:	No	Amended 44E:	No
Filed 66A:	No	Currently 66A:	No		
Filed No Basis:	No	Currently No Basis:	No		

Current Owner(s) Information

Owner Name: DIVX, LLC

Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John W. Peck

Attorney Primary Email Address: pto@kppb.com

Docket Number: D1:01408

Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: Patrick Y. Ikehara
KAUTH, POMEROY, PECK & BAILEY LLP
2400 E. KATELLA
SUITE 1050
ANAHEIM, CALIFORNIA 92806
UNITED STATES

Phone: 949.852.0000

Correspondent e-mail: pto@kppb.com

Fax: 949.852.0004

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jan. 06, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 03, 2012	REGISTERED-PRINCIPAL REGISTER	
Nov. 30, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Nov. 29, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	68123
Nov. 28, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 04, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 03, 2011	STATEMENT OF USE PROCESSING COMPLETE	71034
Nov. 01, 2011	USE AMENDMENT FILED	71034
Nov. 03, 2011	EXTENSION 3 GRANTED	71034
Nov. 01, 2011	EXTENSION 3 FILED	71034
Nov. 01, 2011	TEAS EXTENSION RECEIVED	
Nov. 01, 2011	TEAS STATEMENT OF USE RECEIVED	
Nov. 01, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 27, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 26, 2011	EXTENSION 2 GRANTED	71034
May 23, 2011	EXTENSION 2 FILED	71034
May 26, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	71034
May 23, 2011	TEAS EXTENSION RECEIVED	

Mar. 23, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Nov. 24, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 22, 2010	EXTENSION 1 GRANTED	98765
Nov. 22, 2010	EXTENSION 1 FILED	98765
Nov. 22, 2010	TEAS EXTENSION RECEIVED	
May 25, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 30, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 30, 2010	PUBLISHED FOR OPPOSITION	
Feb. 25, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	68123
Feb. 25, 2010	ASSIGNED TO LIE	68123
Feb. 01, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 01, 2010	EXAMINER'S AMENDMENT ENTERED	88888
Feb. 01, 2010	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Feb. 01, 2010	EXAMINERS AMENDMENT E-MAILED	6328
Feb. 01, 2010	EXAMINERS AMENDMENT -WRITTEN	83280
Dec. 18, 2009	NOTIFICATION OF FINAL REFUSAL EMAILED	
Dec. 18, 2009	FINAL REFUSAL E-MAILED	
Dec. 18, 2009	FINAL REFUSAL WRITTEN	83280
Nov. 18, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 18, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 18, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 10, 2009	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 10, 2009	NON-FINAL ACTION E-MAILED	6325
Sep. 10, 2009	NON-FINAL ACTION WRITTEN	83280
Sep. 03, 2009	ASSIGNED TO EXAMINER	83280
Jun. 08, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 08, 2009	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Nov. 29, 2011

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant: DIVX, LLC

Assignment 1 of 2

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

**State or Country Where
Organized:** DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:** DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Generated on: This page was generated by TSDR on 2013-11-08 13:49:01 EST

Mark: DIVX



US Serial Number: 78741293	Application Filing Date: Oct. 26, 2005
US Registration Number: 3442480	Registration Date: Jun. 03, 2008
Register: Principal	
Mark Type: Trademark, Service Mark	
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.	
Status Date: Jun. 03, 2008	
Publication Date: Dec. 26, 2006	Notice of Allowance Date: Mar. 20, 2007

Mark Information

Mark Literal Elements: DIVX

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Color(s) Claimed: Color is not claimed as a feature of the mark.

Related Properties Information

Claimed Ownership of US Registrations: 2584879, 2671143, 2712951

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Computer hardware and software for downloading, transferring and sharing audio, video and other multimedia transmissions

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 2006

Use in Commerce: Jan. 2006

For: Licensing of computer software

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 2006

Use in Commerce: Jan. 2006

For: Testing, analysis and evaluation of the goods of others for the purpose of certification

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 2006

Use in Commerce: Jan. 2006

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: DIVX, LLC
Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES
Legal Entity Type: CORPORATION

**State or Country Where
Organized:** DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Jane Shay Wald,

Docket Number: 159090-0004/

Correspondent

**Correspondent
Name/Address:** Patrick Y. Ikehara
KAUTH, POMEROY, PECK & BAILEY LLP
2400 E. KATELLA
SUITE 1050
ANAHEIM, CALIFORNIA 92806
UNITED STATES

Phone: 949.852.0000

Fax: 949.852.0004

Correspondent e-mail: pto@kppb.com

**Correspondent e-mail
Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jan. 06, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 30, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Mar. 23, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jun. 03, 2008	REGISTERED-PRINCIPAL REGISTER	
Apr. 29, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	69712
Apr. 26, 2008	ASSIGNED TO LIE	69712
Apr. 25, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Apr. 15, 2008	STATEMENT OF USE PROCESSING COMPLETE	64657
Apr. 15, 2008	EXTENSION 2 GRANTED	64657
Mar. 20, 2008	USE AMENDMENT FILED	64657
Mar. 20, 2008	EXTENSION 2 FILED	64657
Mar. 24, 2008	PAPER RECEIVED	
Oct. 04, 2007	EXTENSION 1 GRANTED	76538
Sep. 20, 2007	EXTENSION 1 FILED	76538
Sep. 20, 2007	PAPER RECEIVED	
Mar. 20, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 26, 2006	PUBLISHED FOR OPPOSITION	
Dec. 06, 2006	NOTICE OF PUBLICATION	
Nov. 02, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	76243
Oct. 27, 2006	ASSIGNED TO LIE	76243
Oct. 24, 2006	EXAMINERS AMENDMENT MAILED	
Oct. 23, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 23, 2006	EXAMINER'S AMENDMENT ENTERED	88888
Oct. 23, 2006	EXAMINERS AMENDMENT -WRITTEN	73708
Oct. 23, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	67215
Sep. 13, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	67215
Sep. 13, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 15, 2006	NON-FINAL ACTION MAILED	

Mar. 14, 2006	NON-FINAL ACTION WRITTEN	73708
Mar. 14, 2006	ASSIGNED TO EXAMINER	73708
Nov. 01, 2005	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Apr. 29, 2008

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: DivX, Inc.

Assignment 1 of 3

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY AGREEMENT

Reel/Frame: [4506/0130](#)

Pages: 10

Date Recorded: Mar. 25, 2011

Supporting Documents: [assignment-tm-4506-0130.pdf](#)

Assignor

Name: [SONIC SOLUTIONS LLC](#) **Execution Date:** Mar. 25, 2011
Legal Entity Type: LIMITED LIABILITY COMPANY **State or Country Where Organized:** CALIFORNIA

Assignee

Name: [JPMORGAN CHASE BANK, N.A., AS COLLATERAL AGENT](#)
Legal Entity Type: BANK **State or Country Where Organized:** UNITED STATES
Address: 383 MADISON AVENUE, FLOOR 24
NEW YORK, NEW YORK 10179

Correspondent

Correspondent Name: ELSPETH CALLAHAN
Correspondent Address: 1100 G ST NW SUITE 420
NATIONAL CORPORATE RESEARCH
WASHINGTON, DC 20005

Domestic Representative - Not Found

Generated on: This page was generated by TSDR on 2013-11-08 13:55:42 EST

Mark: DIVX



US Serial Number: 77752531

Application Filing Date: Jun. 04, 2009

US Registration Number: 3877671

Registration Date: Nov. 16, 2010

Register: Principal

Mark Type: Trademark, Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Nov. 16, 2010

Publication Date: Mar. 30, 2010

Notice of Allowance Date: May 25, 2010

Mark Information

Mark Literal Elements: DIVX

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Description of Mark: The mark consists of the word "DIVX".

Color(s) Claimed: Color is not claimed as a feature of the mark.

Related Properties Information

Claimed Ownership of US Registrations: 3432805, 3442480, 3552182 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (...) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 01, 2006

Use in Commerce: Jan. 01, 2006

For: Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software

International Class(es): 045 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 01, 2006

Use in Commerce: Jan. 01, 2006

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: DIVX, LLC

Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John W. Peck

Docket Number: D1:01409

Attorney Primary Email
Address: pto@kppb.com

Attorney Email
Authorized: No

Correspondent

Correspondent Name/Address: Patrick Y. Ikehara
KAUTH, POMEROY, PECK & BAILEY LLP
2400 E. KATELLA
SUITE 1050
ANAHEIM, CALIFORNIA 92806
UNITED STATES

Phone: 949.852.0000

Fax: 949.852.0004

Correspondent e-mail: pto@kppb.com

Correspondent e-mail
Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jan. 06, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 30, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Mar. 23, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Nov. 16, 2010	REGISTERED-PRINCIPAL REGISTER	
Oct. 09, 2010	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Oct. 08, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	68123
Oct. 07, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Sep. 16, 2010	STATEMENT OF USE PROCESSING COMPLETE	76538
Aug. 20, 2010	USE AMENDMENT FILED	76538
Sep. 16, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Aug. 20, 2010	TEAS STATEMENT OF USE RECEIVED	
May 25, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 30, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 30, 2010	PUBLISHED FOR OPPOSITION	
Feb. 25, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	68123
Feb. 25, 2010	ASSIGNED TO LIE	68123
Feb. 01, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 01, 2010	EXAMINER'S AMENDMENT ENTERED	88888
Feb. 01, 2010	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Feb. 01, 2010	EXAMINERS AMENDMENT E-MAILED	6328
Feb. 01, 2010	EXAMINERS AMENDMENT -WRITTEN	83280
Dec. 18, 2009	NOTIFICATION OF FINAL REFUSAL EMAILED	

Dec. 18, 2009	FINAL REFUSAL E-MAILED	
Dec. 18, 2009	FINAL REFUSAL WRITTEN	83280
Nov. 18, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 18, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 18, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 10, 2009	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 10, 2009	NON-FINAL ACTION E-MAILED	6325
Sep. 10, 2009	NON-FINAL ACTION WRITTEN	83280
Sep. 03, 2009	ASSIGNED TO EXAMINER	83280
Jun. 08, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 08, 2009	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 08, 2010

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: DIVX, INC.

Assignment 1 of 3

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL

SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY AGREEMENT

Reel/Frame: [4506/0130](#)

Pages: 10

Date Recorded: Mar. 25, 2011

Supporting Documents: [assignment-tm-4506-0130.pdf](#)

Assignor

Name: [SONIC SOLUTIONS LLC](#)

Execution Date: Mar. 25, 2011

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:** CALIFORNIA

Assignee

Name: [JPMORGAN CHASE BANK, N.A., AS COLLATERAL AGENT](#)

Legal Entity Type: BANK

**State or Country Where
Organized:** UNITED STATES

Address: 383 MADISON AVENUE, FLOOR 24
NEW YORK, NEW YORK 10179

Correspondent

Correspondent Name: ELSPETH CALLAHAN

Correspondent Address: 1100 G ST NW SUITE 420
NATIONAL CORPORATE RESEARCH
WASHINGTON, DC 20005

Domestic Representative - Not Found

Generated on: This page was generated by TSDR on 2013-11-08 14:04:43 EST

Mark: DIVX

DIVX

US Serial Number: 85055584

Application Filing Date: Jun. 05, 2010

US Registration Number: 4064207

Registration Date: Nov. 29, 2011

Register: Principal

Mark Type: Trademark, Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Nov. 29, 2011

Publication Date: Feb. 01, 2011

Notice of Allowance Date: Mar. 29, 2011

Mark Information

Mark Literal Elements: DIVX

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the word "DIVX" in a stylized script with a triangular cut-out in the letter "X".

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 26.05.03 - Triangle, incomplete (two angles); Incomplete triangles (must have two angles)

Related Properties Information

International Registration Number: 1046695, 1043120

International Application(s) /Registration(s) Based on this Property: A0020241/1046695, A0020244/1043120

Claimed Ownership of US Registrations: 2671143, 2857603, 3356851 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts; computer software and hardware for the collection, editing, organizing, modifying, book marking, transmission, storage and sharing of data and information; computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol; and computer software and hardware for downloading, transferring and sharing audio, video and other multimedia content to and among wireless devices

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 06, 2010

Use in Commerce: Oct. 06, 2010

For: Communication services, namely, broadcasting of video and audio programming over telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Communication services, namely, transmission of voice, audio, visual images and data by telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Computer services, namely, providing on-line facilities for communication, content sharing and real-time interaction with other computer users concerning topics of general interest; Internet protocol television (IPTV) transmission services; Streaming of audio, visual and audiovisual material via a global computer network and the internet; Transmission and distribution of data or audio visual images via a global computer network or the internet; and video and video

streaming via a global computer network and the internet

International Class(es): 038 - Primary Class

U.S Class(es): 100, 101, 104

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 06, 2010

Use in Commerce: Oct. 06, 2010

For: Testing, analysis and evaluation of the goods of others for the purpose of certification

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 06, 2010

Use in Commerce: Oct. 06, 2010

For: Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software

International Class(es): 045 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 06, 2010

Use in Commerce: Oct. 06, 2010

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: DIVX, INC.

Owner Address: 4780 Eastgate Mall
San Diego, CALIFORNIA 92121
UNITED STATES

Legal Entity Type: CORPORATION

**State or Country Where
Organized:** DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John W. Peck

Docket Number: D1:01715

**Attorney Primary Email
Address:** pto@kppb.com

**Attorney Email
Authorized:** No

Correspondent

**Correspondent
Name/Address:** JOHN W. PECK
Kauth, Pomeroy, Peck and Bailey LLP
2400 E. Katella Ave.
Suite 1050
Anaheim, CALIFORNIA 92806
UNITED STATES

Phone: (949) 852-0000

Fax: (949) 852-0004

Correspondent e-mail: pto@kppb.com

**Correspondent e-mail
Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	

Nov. 29, 2011	REGISTERED-PRINCIPAL REGISTER	
Oct. 28, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Oct. 27, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	66213
Oct. 24, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 01, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Sep. 30, 2011	STATEMENT OF USE PROCESSING COMPLETE	76873
Sep. 28, 2011	USE AMENDMENT FILED	76873
Sep. 30, 2011	EXTENSION 1 GRANTED	76873
Sep. 28, 2011	EXTENSION 1 FILED	76873
Sep. 30, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76873
Sep. 28, 2011	TEAS EXTENSION RECEIVED	
Sep. 28, 2011	TEAS STATEMENT OF USE RECEIVED	
Sep. 28, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 29, 2011	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 23, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Feb. 01, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 01, 2011	PUBLISHED FOR OPPOSITION	
Dec. 27, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Dec. 23, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 30, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 29, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 29, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 23, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 22, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 22, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 13, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 13, 2010	NON-FINAL ACTION E-MAILED	6325
Oct. 13, 2010	NON-FINAL ACTION WRITTEN	81899
Sep. 24, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	66213
Sep. 24, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	66213
Sep. 23, 2010	ASSIGNED TO LIE	66213
Sep. 13, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 26, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 26, 2010	NON-FINAL ACTION E-MAILED	6325
Aug. 26, 2010	NON-FINAL ACTION WRITTEN	81899
Aug. 19, 2010	ASSIGNED TO EXAMINER	81899
Jul. 14, 2010	TEAS AMENDMENT ENTERED BEFORE ATTORNEY ASSIGNED	88889
Jul. 14, 2010	TEAS VOLUNTARY AMENDMENT RECEIVED	
Jun. 11, 2010	NOTICE OF DESIGN SEARCH CODE MAILED	
Jun. 10, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 09, 2010	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 27, 2011

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant: DIVX, INC.

Assignment 1 of 2

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Generated on: This page was generated by TSDR on 2013-11-08 13:52:49 EST

Mark: DIVX



US Serial Number: 77674013	Application Filing Date: Feb. 19, 2009
US Registration Number: 4102712	Registration Date: Feb. 21, 2012
Register: Principal	
Mark Type: Trademark, Service Mark	
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.	
Status Date: Feb. 21, 2012	
Publication Date: Mar. 09, 2010	Notice of Allowance Date: Jun. 01, 2010

Mark Information

Mark Literal Elements: DIVX

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the word "DIVX" in the upper portion of a bifurcated rectangle with a border.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 26.11.02 - Plain single line rectangles; Rectangles (single line)
26.11.21 - Rectangles that are completely or partially shaded

Related Properties Information

Claimed Ownership of US Registrations: 3432805, 3442480, 3552182 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Consumer electronic devices for recording, storing, transmitting, reproducing and viewing of sound, image and video files, namely, televisions, hard disk drives, computers, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, digital audio players, digital video players, personal digital assistant, image and sound fax machines, digital photo frames, digital photo keychains, camcorders, digital media receivers and multi-functional digital transmitters; consumer electronic devices for recording, storing, transmitting, reproducing and viewing of sound, image and video files, namely, hard disk based devices, namely, devices which contain rapidly rotating platters with magnetic surfaces or solid state memory to store data; and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing downloadable and non-downloadable media files featuring audio, video and image content, and electronic broadcasts

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 04, 2009

Use in Commerce: Sep. 04, 2009

For: testing, analysis and evaluation of the goods of others for the purpose of certification

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 04, 2009

Use in Commerce: Sep. 04, 2009

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: DIVX, LLC
Owner Address: 4780 EASTGATE MALL
 SAN DIEGO, CALIFORNIA 92121
 UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John W. Peck
Attorney Primary Email Address: pto@kppb.com
Docket Number: D1:01309
Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: Patrick Y. Ikehara
 KAUTH, POMEROY, PECK & BAILEY LLP
 2400 E. KATELLA
 SUITE 1050
 ANAHEIM, CALIFORNIA 92806
 UNITED STATES
Phone: 949.852.0000
Fax: 949.852.0004
Correspondent e-mail: pto@kppb.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Feb. 21, 2012	EXPARTE APPEAL TERMINATED	674013
Feb. 21, 2012	REGISTERED-PRINCIPAL REGISTER	
Jan. 18, 2012	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jan. 17, 2012	LAW OFFICE REGISTRATION REVIEW COMPLETED	67287
Jan. 10, 2012	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 06, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 28, 2011	EX PARTE APPEAL-INSTITUTED	674013
Dec. 28, 2011	JURISDICTION RESTORED TO EXAMINING ATTORNEY	674013
Dec. 28, 2011	EXPARTE APPEAL RECEIVED AT TTAB	
Dec. 27, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 26, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 26, 2011	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Jun. 28, 2011	NOTIFICATION OF FINAL REFUSAL EMAILED	
Jun. 28, 2011	FINAL REFUSAL E-MAILED	
Jun. 28, 2011	SU - FINAL REFUSAL - WRITTEN	86335
Jun. 02, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	67287
Jun. 02, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	67287
May 27, 2011	ASSIGNED TO LIE	67287
May 23, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 23, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Dec. 30, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	

Dec. 30, 2010	NON-FINAL ACTION E-MAILED	
Dec. 30, 2010	SU - NON-FINAL ACTION - WRITTEN	86335
Dec. 10, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 09, 2010	STATEMENT OF USE PROCESSING COMPLETE	76985
Nov. 22, 2010	USE AMENDMENT FILED	76985
Dec. 09, 2010	EXTENSION 1 GRANTED	76985
Nov. 22, 2010	EXTENSION 1 FILED	76985
Dec. 09, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76985
Nov. 22, 2010	TEAS EXTENSION RECEIVED	
Nov. 22, 2010	TEAS STATEMENT OF USE RECEIVED	
Jun. 01, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 09, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 09, 2010	PUBLISHED FOR OPPOSITION	
Feb. 01, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	78287
Jan. 27, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 25, 2010	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 25, 2010	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jan. 25, 2010	EXAMINERS AMENDMENT E-MAILED	6328
Jan. 25, 2010	EXAMINERS AMENDMENT -WRITTEN	86335
Dec. 18, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 18, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 18, 2009	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Nov. 23, 2009	NOTIFICATION OF FINAL REFUSAL EMAILED	
Nov. 23, 2009	FINAL REFUSAL E-MAILED	
Nov. 23, 2009	FINAL REFUSAL WRITTEN	86335
Oct. 23, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	78287
Oct. 23, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	78287
Oct. 14, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 14, 2009	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
May 14, 2009	NON-FINAL ACTION E-MAILED	6325
May 14, 2009	NON-FINAL ACTION WRITTEN	86335
May 11, 2009	ASSIGNED TO EXAMINER	86335
Mar. 18, 2009	TEAS AMENDMENT ENTERED BEFORE ATTORNEY ASSIGNED	88889
Mar. 19, 2009	ASSIGNED TO LIE	78287
Mar. 18, 2009	TEAS VOLUNTARY AMENDMENT RECEIVED	
Mar. 18, 2009	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 24, 2009	NOTICE OF DESIGN SEARCH CODE MAILED	
Feb. 23, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 23, 2009	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jan. 17, 2012

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant: DIVX, LLC

Assignment 1 of 2

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Exparte Appeal

Proceeding Number: [77674013](#)

Filing Date: Dec 28, 2011

Status: Terminated

Status Date: Feb 21, 2012

Interlocutory Attorney:

Plaintiff(s)

Name: DIVX, LLC

Correspondent Address: John W. Peck
KAUTH, POMEROY, PECK & BAILEY LLP
2400 E. Katella Suite 1050
Anaheim CA , 92806
UNITED STATES

Correspondent e-mail: pto@kppb.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DIVX	Registered	77674013	4102712

Prosecution History			
Entry Number	History Text	Date	Due Date
1	APPEAL TO BOARD	Dec 28, 2011	
2	Appeal Acknowledged; Case Remanded	Dec 28, 2011	
3	INSTITUTED	Dec 28, 2011	
4	REQUEST FOR RECONSIDERATION	Dec 28, 2011	
5	TERMINATED	Feb 21, 2012	

Generated on: This page was generated by TSDR on 2013-11-08 13:56:43 EST

Mark: DIVX PLUS

DIVX PLUS

US Serial Number: 77836380	Application Filing Date: Sep. 28, 2009
US Registration Number: 3846424	Registration Date: Sep. 07, 2010
Register: Principal	
Mark Type: Trademark, Service Mark	
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.	
Status Date: Sep. 07, 2010	
Publication Date: Feb. 23, 2010	Notice of Allowance Date: May 18, 2010

Mark Information

Mark Literal Elements: DIVX PLUS

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3432805, 3442480 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Consumer electronic devices, namely, apparatus for recording, storing, transmitting, reproducing, and viewing of audio, image and video files; and computer hardware and software for the encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio files, video files, other multimedia files and electronic broadcasts

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 07, 2009

Use in Commerce: Oct. 26, 2009

For: testing, analysis, and evaluation of the goods of others for the purpose of certification

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 07, 2009

Use in Commerce: Oct. 26, 2009

For: licensing of intellectual property, computer hardware, consumer electronics, audio files, video files, and other multimedia files containing sound and image data, and computer software

International Class(es): 045 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 07, 2009

Use in Commerce: Oct. 26, 2009

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: DIVX, LLC

Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES

Legal Entity Type: CORPORATION

**State or Country Where
Organized:** DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John W. Peck

Docket Number: D1:01545

**Attorney Primary Email
Address:** pto@kppb.com

**Attorney Email
Authorized:** No

Correspondent

**Correspondent
Name/Address:** JOHN W. PECK
KAUTH, POMEROY, PECK & BAILEY LLP
2875 MICHELLE STE 110
IRVINE, CALIFORNIA 92606-1024
UNITED STATES

Phone: 949.852.0000

Fax: 949.852.0004

Correspondent e-mail: pto@kppb.com

**Correspondent e-mail
Authorized:** No

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Mar. 30, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Mar. 23, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 07, 2010	REGISTERED-PRINCIPAL REGISTER	
Aug. 04, 2010	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Aug. 03, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	77312
Aug. 03, 2010	ASSIGNED TO LIE	77312
Jul. 21, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 21, 2010	STATEMENT OF USE PROCESSING COMPLETE	76874
Jun. 30, 2010	USE AMENDMENT FILED	76874
Jul. 21, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76874
Jun. 30, 2010	TEAS STATEMENT OF USE RECEIVED	
May 18, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Feb. 23, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 23, 2010	PUBLISHED FOR OPPOSITION	
Jan. 19, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	77075
Jan. 19, 2010	ASSIGNED TO LIE	77075
Dec. 28, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 28, 2009	EXAMINER'S AMENDMENT ENTERED	88888
Dec. 28, 2009	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Dec. 28, 2009	EXAMINERS AMENDMENT E-MAILED	6328
Dec. 28, 2009	EXAMINERS AMENDMENT -WRITTEN	60740
Dec. 24, 2009	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Dec. 24, 2009	NON-FINAL ACTION E-MAILED	6325
Dec. 24, 2009	NON-FINAL ACTION WRITTEN	60740
Dec. 24, 2009	ASSIGNED TO EXAMINER	60740

Oct. 07, 2009 NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM
Oct. 01, 2009 NEW APPLICATION ENTERED IN TRAM

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Aug. 03, 2010

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: DIVX, INC.

Assignment 1 of 3

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY AGREEMENT

Reel/Frame: [4506/0130](#)

Pages: 10

Date Recorded: Mar. 25, 2011

Supporting Documents: [assignment-tm-4506-0130.pdf](#)

Assignor

Name: [SONIC SOLUTIONS LLC](#) **Execution Date:** Mar. 25, 2011
Legal Entity Type: LIMITED LIABILITY COMPANY **State or Country Where Organized:** CALIFORNIA

Assignee

Name: [JPMORGAN CHASE BANK, N.A., AS COLLATERAL AGENT](#)
Legal Entity Type: BANK **State or Country Where Organized:** UNITED STATES
Address: 383 MADISON AVENUE, FLOOR 24
NEW YORK, NEW YORK 10179

Correspondent

Correspondent Name: ELSPETH CALLAHAN
Correspondent Address: 1100 G ST NW SUITE 420
NATIONAL CORPORATE RESEARCH
WASHINGTON, DC 20005

Domestic Representative - Not Found

Generated on: This page was generated by TSDR on 2013-11-08 14:02:31 EST

Mark: DIVX

DIVX+

US Serial Number: 85055588

Application Filing Date: Jun. 05, 2010

US Registration Number: 4064208

Registration Date: Nov. 29, 2011

Register: Principal

Mark Type: Trademark, Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Nov. 29, 2011

Publication Date: Feb. 01, 2011

Notice of Allowance Date: Mar. 29, 2011

Mark Information

Mark Literal Elements: DIVX

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the word "DIVX" in a stylized script with a triangular cut-out in the letter "X", a "+" symbol positioned directly after the word "DIVX" with a triangular cut-out in the "+" symbol.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 24.17.06 - Plus symbol (+)
26.05.03 - Triangle, incomplete (two angles); Incomplete triangles (must have two angles)

Related Properties Information

International Registration Number: 1048583

International Application(s) /Registration(s) Based on this Property: A0020243/1048583

Claimed Ownership of US Registrations: 2671143, 2857603, 3356851 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *...* identify additional (new) wording in the goods/services.

For: Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts; computer software and hardware for the collection, editing, organizing, modifying, book marking, transmission, storage and sharing of data and information; computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol; and computer software and hardware for downloading, transferring and sharing audio, video and other multimedia content to and among wireless devices

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 06, 2010

Use in Commerce: Oct. 06, 2010

For: Communication services, namely, broadcasting of video and audio programming over telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Communication services, namely, transmission of voice, audio, visual images and data by telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Computer services, namely, providing on-line facilities for communication, content sharing and real-time interaction with other computer users concerning topics of general interest; Internet protocol television (IPTV)

transmission services; Streaming of audio, visual and audiovisual material via a global computer network and the internet;
Transmission and distribution of data or audio visual images via a global computer network or the internet; and video and video streaming via a global computer network and the internet

International Class(es): 038 - Primary Class

U.S Class(es): 100, 101, 104

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 06, 2010

Use in Commerce: Oct. 06, 2010

For: Testing, analysis and evaluation of the goods of others for the purpose of certification

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 06, 2010

Use in Commerce: Oct. 06, 2010

For: Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software

International Class(es): 045 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 06, 2010

Use in Commerce: Oct. 06, 2010

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: DIVX, LLC

Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES

Legal Entity Type: CORPORATION

**State or Country Where
Organized:** DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John W. Peck

Docket Number: D1:01716

**Attorney Primary Email
Address:** pto@kppb.com

**Attorney Email
Authorized:** No

Correspondent

**Correspondent
Name/Address:** JOHN W. PECK
Kauth, Pomeroy, Peck and Bailey LLP
2400 E. Katella Ave.
Suite 1050
Anaheim, CALIFORNIA 92806
UNITED STATES

Phone: (949) 852-0000

Fax: (949) 852-0004

Correspondent e-mail: pto@kppb.com

**Correspondent e-mail
Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
------	-------------	----------------------

Nov. 29, 2011	REGISTERED-PRINCIPAL REGISTER	
Oct. 28, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Oct. 27, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	66213
Oct. 25, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 01, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Sep. 30, 2011	STATEMENT OF USE PROCESSING COMPLETE	76985
Sep. 28, 2011	USE AMENDMENT FILED	76985
Sep. 30, 2011	EXTENSION 1 GRANTED	76985
Sep. 28, 2011	EXTENSION 1 FILED	76985
Sep. 30, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76985
Sep. 28, 2011	TEAS EXTENSION RECEIVED	
Sep. 28, 2011	TEAS STATEMENT OF USE RECEIVED	
Sep. 28, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 01, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Mar. 29, 2011	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Feb. 01, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 01, 2011	PUBLISHED FOR OPPOSITION	
Dec. 27, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Dec. 23, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 29, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 29, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 29, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 23, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 22, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 22, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 13, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 13, 2010	NON-FINAL ACTION E-MAILED	6325
Oct. 13, 2010	NON-FINAL ACTION WRITTEN	81899
Sep. 24, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	66213
Sep. 24, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	66213
Sep. 23, 2010	ASSIGNED TO LIE	66213
Sep. 13, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 26, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 26, 2010	NON-FINAL ACTION E-MAILED	6325
Aug. 26, 2010	NON-FINAL ACTION WRITTEN	81899
Aug. 19, 2010	ASSIGNED TO EXAMINER	81899
Jun. 11, 2010	NOTICE OF DESIGN SEARCH CODE MAILED	
Jun. 10, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 09, 2010	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 27, 2011

Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: DIVX, LLC

Assignment 1 of 1

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4569/0134](#)

Pages: 11

Date Recorded: Jun. 24, 2011

Supporting Documents: [assignment-tm-4569-0134.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Generated on: This page was generated by TSDR on 2013-11-08 14:06:28 EST

Mark: DIVX TV



US Serial Number: 85056755

Application Filing Date: Jun. 07, 2010

US Registration Number: 4250499

Registration Date: Nov. 27, 2012

Register: Principal

Mark Type: Trademark, Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Nov. 27, 2012

Publication Date: Feb. 01, 2011

Notice of Allowance Date: Mar. 29, 2011

Mark Information

Mark Literal Elements: DIVX TV

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of the word "DIVX" in a stylized script with a triangular cut-out in the letter "X" with the letters "TV" in a stylized polygon.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Disclaimer: "TV"

Design Search Code(s): 26.13.21 - Quadrilaterals that are completely or partially shaded

Related Properties Information

Claimed Ownership of US Registrations: 2671143, 2857603, 3356851 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *...* identify additional (new) wording in the goods/services.

For: Consumer electronic devices, namely, apparatus for recording, transmission, processing and reproduction of sound, images or data; consumer electronic devices, namely, televisions, digital image and digital video projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, namely, audio and video recorders, optical drive writers and readers; rewritable image, audio and video storage devices, namely, hard disk drives; digital image storage devices, namely, blank digital storage media; cell phones, mobile phone handsets, image mobile phones, portable personal navigation devices, in-car media players; video, image and audio capture cards; digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters; computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts; computer software and hardware for the collection, editing, organizing, modifying, book marking, transmission, storage and sharing of data and information; computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol; and computer software and hardware for downloading, transferring and sharing audio, video and other multimedia content to and among wireless devices

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 08, 2010

Use in Commerce: Dec. 08, 2010

For: Communication services, namely, broadcasting of video and audio programming over telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Communication services, namely, transmission of voice, audio, visual images and data by telecommunications networks, wireless communication networks, the Internet, information services networks and data networks; Computer services, namely, providing on-line facilities for communication, content sharing and real-time interaction with other computer users concerning topics of general interest; Internet protocol television (IPTV) transmission services; Streaming of audio, visual and audiovisual material via a global computer network and the internet; Transmission and distribution of data or audio visual images via a global computer network or the internet; and video and video streaming via a global computer network and the internet

International Class(es): 038 - Primary Class

U.S Class(es): 100, 101, 104

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 08, 2010

Use in Commerce: Dec. 08, 2010

For: Testing, analysis and evaluation of the goods of others for the purpose of certification

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 08, 2010

Use in Commerce: Dec. 08, 2010

For: Licensing of intellectual property; licensing of intellectual property rights for computer hardware, apparatus for recording, storing, transmitting, reproducing and viewing of sound, image and video files, televisions, projectors, set-top boxes, gaming consoles, digital cameras, portable media players, MP3 and MP4 players, external media recorders, optical drive writers and readers, hard disk based devices, digital image storage devices, cell phones, mobile handsets, image phones, personal navigation devices, in-car media players, capture cards, digital video recorders, image and sound fax machines, digital photo frames, digital media receivers and multi-functional digital transmitters and computer hardware and software for encoding, decoding, capturing, playing, viewing, downloading, transferring and sharing audio, video and other multimedia files and electronic broadcasts, audio files, video files, image files, and computer software; and licensing of computer software

International Class(es): 045 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 08, 2010

Use in Commerce: Dec. 08, 2010

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: DIVX, LLC

Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES

Legal Entity Type: CORPORATION

**State or Country Where
Organized:** DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John W. Peck

Docket Number: D1:01769

**Attorney Primary Email
Address:** pto@kppb.com

**Attorney Email
Authorized:** No

Correspondent

**Correspondent
Name/Address:** JOHN W. PECK
KAUTH, POMEROY, PECK & BAILEY LLP
2400 EAST KATELLA AVENUE
SUITE 1050
ANAHEIM, CALIFORNIA 92806
UNITED STATES

Phone: 949.852.0000

Fax: 949.852.0004

Correspondent e-mail: tess@kppb.com

**Correspondent e-mail
Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Nov. 27, 2012	REGISTERED-PRINCIPAL REGISTER	
Oct. 24, 2012	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Oct. 23, 2012	LAW OFFICE REGISTRATION REVIEW COMPLETED	66213

Oct. 22, 2012	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 02, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	66213
Oct. 02, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	66213
Sep. 24, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 24, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 26, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Mar. 26, 2012	NON-FINAL ACTION E-MAILED	
Mar. 26, 2012	SU - NON-FINAL ACTION - WRITTEN	81899
Mar. 03, 2012	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Mar. 02, 2012	STATEMENT OF USE PROCESSING COMPLETE	66154
Feb. 29, 2012	USE AMENDMENT FILED	66154
Mar. 02, 2012	EXTENSION 2 GRANTED	66154
Feb. 29, 2012	EXTENSION 2 FILED	66154
Feb. 29, 2012	TEAS EXTENSION RECEIVED	
Feb. 29, 2012	TEAS STATEMENT OF USE RECEIVED	
Sep. 28, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Sep. 27, 2011	EXTENSION 1 GRANTED	66154
Sep. 26, 2011	EXTENSION 1 FILED	66154
Sep. 27, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66154
Sep. 26, 2011	TEAS EXTENSION RECEIVED	
Mar. 29, 2011	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 23, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Feb. 01, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 01, 2011	PUBLISHED FOR OPPOSITION	
Dec. 27, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Dec. 23, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 30, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 29, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 29, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 23, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 22, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 22, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 13, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 13, 2010	NON-FINAL ACTION E-MAILED	6325
Oct. 13, 2010	NON-FINAL ACTION WRITTEN	81899
Oct. 07, 2010	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Oct. 06, 2010	WITHDRAWN FROM PUB - EXAMINING ATTORNEY REQUEST	81899
Sep. 24, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Sep. 23, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 23, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	66213
Sep. 23, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	66213
Sep. 23, 2010	ASSIGNED TO LIE	66213
Sep. 13, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 26, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 26, 2010	NON-FINAL ACTION E-MAILED	6325
Aug. 26, 2010	NON-FINAL ACTION WRITTEN	81899
Aug. 19, 2010	ASSIGNED TO EXAMINER	81899
Jun. 12, 2010	NOTICE OF DESIGN SEARCH CODE AND PSEUDO MARK MAILED	
Jun. 11, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 23, 2012

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant: DIVX, LLC

Assignment 1 of 2

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWAREAddress: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized: DELAWAREAddress: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Generated on: This page was generated by TSDR on 2013-11-08 13:50:50 EST

Mark: DIVX CERTIFIED

DIVX CERTIFIED

US Serial Number: 76978479
US Registration Number: 3356851
Register: Principal
Mark Type: Trademark
Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.
Status Date: Jun. 10, 2013
Publication Date: Apr. 06, 2004
Application Filing Date: Jun. 20, 2003
Registration Date: Dec. 18, 2007
Notice of Allowance Date: Jun. 29, 2004

Mark Information

Mark Literal Elements: DIVX CERTIFIED
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)
Disclaimer: "CERTIFIED"
Acquired Distinctiveness Claim: In part
Distinctiveness Limitation Statement: as to "DIVX"

Related Properties Information

Claimed Ownership of US Registrations: 2671143, 2712951, 76526460
Child Of: 76526460

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Computer hardware and software for the receipt and display of broadcast video, audio, and digital data signals
International Class(es): 009 - Primary Class
Class Status: ACTIVE
Basis: 1(a)
First Use: Jan. 2005
U.S Class(es): 021, 023, 026, 036, 038
Use in Commerce: Jan. 2005

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: DIVX, LLC
Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES
Legal Entity Type: CORPORATION
State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record	
Attorney Name: John Peck Attorney Primary Email Address: tess@kppb.com	Docket Number: D1:01074 Attorney Email Authorized: Yes
Correspondent	
Correspondent Name/Address: John Peck KAUTH, POMEROY, PECK & BAILEY LLP 2400 E. Katella Avenue, Suite 1050 ANAHEIM, CALIFORNIA 92806 UNITED STATES	
Phone: 949.852.0000 Correspondent e-mail: tess@kppb.com	Fax: 949.852.0004 Correspondent e-mail Authorized: Yes
Domestic Representative - Not Found	

Prosecution History

Date	Description	Proceeding Number
Jun. 10, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Jun. 10, 2013	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
Jun. 09, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
May 22, 2013	TEAS SECTION 8 & 15 RECEIVED	
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jan. 06, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 30, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Mar. 23, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Dec. 18, 2007	REGISTERED-PRINCIPAL REGISTER	
Nov. 09, 2007	LAW OFFICE REGISTRATION REVIEW COMPLETED	68552
Nov. 07, 2007	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 07, 2007	EXAMINER'S AMENDMENT ENTERED	88888
Nov. 07, 2007	SU-EXAMINER'S AMENDMENT WRITTEN	77301
Oct. 11, 2007	AMENDMENT FROM APPLICANT ENTERED	68552
Oct. 11, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	68552
Oct. 11, 2007	ASSIGNED TO LIE	68552
Sep. 04, 2007	PAPER RECEIVED	
Mar. 02, 2007	NON-FINAL ACTION MAILED	
Mar. 02, 2007	SU - NON-FINAL ACTION - WRITTEN	77301
Feb. 10, 2007	NOTICE OF DIVIDED TRADEMARK APPLICATION MAILED	
Feb. 07, 2007	STATEMENT OF USE PROCESSING COMPLETE	61813
Feb. 07, 2007	EXTENSION 5 GRANTED	61813
Dec. 29, 2006	USE AMENDMENT FILED	61813
Dec. 29, 2006	EXTENSION 5 FILED	61813
Feb. 06, 2007	DIVISIONAL PROCESSING COMPLETE	
Jan. 03, 2007	DIVISIONAL REQUEST RECEIVED	
Jan. 03, 2007	PAPER RECEIVED	
Aug. 10, 2006	EXTENSION 4 GRANTED	71280
Jun. 22, 2006	EXTENSION 4 FILED	71280
Jun. 27, 2006	PAPER RECEIVED	
Mar. 07, 2006	EXTENSION 3 GRANTED	76569
Dec. 29, 2005	EXTENSION 3 FILED	76569
Jan. 03, 2006	PAPER RECEIVED	

Jun. 29, 2005	EXTENSION 2 GRANTED	68973
Jun. 29, 2005	EXTENSION 2 FILED	68973
Jul. 01, 2005	PAPER RECEIVED	
Jan. 13, 2005	EXTENSION 1 GRANTED	70991
Dec. 21, 2004	EXTENSION 1 FILED	70991
Dec. 21, 2004	PAPER RECEIVED	
Jun. 29, 2004	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 06, 2004	PUBLISHED FOR OPPOSITION	
Mar. 17, 2004	NOTICE OF PUBLICATION	
Dec. 18, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 17, 2003	EXAMINER'S AMENDMENT MAILED	
Nov. 24, 2003	ASSIGNED TO EXAMINER	77301

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 106

Date in Location: Jun. 10, 2013

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: DIVX, INC.

Assignment 1 of 3

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

**State or Country Where
Organized:** DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:** DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY AGREEMENT

Reel/Frame: [4506/0130](#)

Pages: 10

Date Recorded: Mar. 25, 2011

Supporting Documents: [assignment-tm-4506-0130.pdf](#)

Assignor

Name: [SONIC SOLUTIONS LLC](#)

Execution Date: Mar. 25, 2011

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:** CALIFORNIA

Assignee

Name: [JPMORGAN CHASE BANK, N.A., AS COLLATERAL AGENT](#)

Legal Entity Type: BANK

**State or Country Where
Organized:** UNITED STATES

Address: 383 MADISON AVENUE, FLOOR 24
NEW YORK, NEW YORK 10179

Correspondent

Correspondent Name: ELSPETH CALLAHAN

Correspondent Address: 1100 G ST NW SUITE 420
NATIONAL CORPORATE RESEARCH
WASHINGTON, DC 20005

Domestic Representative - Not Found

Generated on: This page was generated by TSDR on 2013-11-08 13:52:04 EST

Mark: DIVX CERTIFIED

DIVX CERTIFIED

US Serial Number: 76526453
US Registration Number: 2857603
Register: Principal
Mark Type: Service Mark
Status: The registration has been renewed.
Status Date: Jul. 16, 2013
Publication Date: Apr. 06, 2004

Application Filing Date: Jun. 20, 2003
Registration Date: Jun. 29, 2004

Mark Information

Mark Literal Elements: DIVX CERTIFIED
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)
Disclaimer: "CERTIFIED"
Acquired Distinctiveness Claim: In part
Distinctiveness Limitation Statement: as to "DIVX"

Related Properties Information

Claimed Ownership of US Registrations: 2671143, 2712951

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *..* identify additional (new) wording in the goods/services.

For: testing, analysis and evaluation of the goods of others for the purpose of certification

International Class(es): 042 - Primary Class
Class Status: ACTIVE
Basis: 1(a)
First Use: Sep. 17, 2002

U.S Class(es): 100, 101
Use in Commerce: Sep. 17, 2002

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: DIVX, LLC
Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES
Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record	
Attorney Name: John W. Peck	Docket Number: D1:01073
Attorney Primary Email Address: tess@kppb.com	Attorney Email Authorized: Yes

Correspondent	
Correspondent Name/Address: John W. Peck KPPB LLP SUITE 1050 2400 E. KATELLA ANAHEIM, CALIFORNIA 92806 UNITED STATES	
Phone: 949.852.0000	Fax: 949.852.0004
Correspondent e-mail: tess@kppb.com	Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 16, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jul. 16, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76985
Jul. 16, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76985
Jul. 16, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76985
Jul. 03, 2013	TEAS SECTION 8 & 9 RECEIVED	
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jan. 06, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 30, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Mar. 23, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jun. 29, 2010	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67723
Jun. 29, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Jun. 09, 2010	TEAS SECTION 8 & 15 RECEIVED	
Jun. 29, 2004	REGISTERED-PRINCIPAL REGISTER	
Apr. 06, 2004	PUBLISHED FOR OPPOSITION	
Mar. 17, 2004	NOTICE OF PUBLICATION	
Dec. 18, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 17, 2003	EXAMINER'S AMENDMENT MAILED	
Nov. 24, 2003	ASSIGNED TO EXAMINER	77301

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted
Affidavit of Incontestability: Section 15 - Accepted
Renewal Date: Jun. 29, 2014

TM Staff and Location Information

TM Staff Information - None	
File Location	
Current Location: Not Found	Date in Location: Jul. 16, 2013

Assignment Abstract Of Title Information

Summary	
Total Assignments: 4	Registrant: DivXNetworks, Inc.
Assignment 1 of 4	
Conveyance: CHANGE OF NAME	

Reel/Frame: [3113/0393](#)

Pages: 5

Date Recorded: Jun. 29, 2005

Supporting Documents: [assignment-tm-3113-0393.pdf](#)

Assignor

Name: [DIVXNETWORKS, INC.](#)

Execution Date: Mar. 23, 2005

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: THOMSON & THOMSON

Correspondent Address: 1750 K STREET, NW
SUITE 200
WASHINGTON, DC 20006

Domestic Representative - Not Found

Assignment 2 of 4

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 3 of 4

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Assignment 4 of 4

Conveyance: SECURITY AGREEMENT

Reel/Frame: [4506/0130](#)

Pages: 10

Date Recorded: Mar. 25, 2011

Supporting Documents: [assignment-tm-4506-0130.pdf](#)

Assignor

Name: [SONIC SOLUTIONS LLC](#)

Execution Date: Mar. 25, 2011

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

Assignee

Name: [JPMORGAN CHASE BANK, N.A., AS COLLATERAL AGENT](#)

Legal Entity Type: BANK

State or Country Where Organized: UNITED STATES

Address: 383 MADISON AVENUE, FLOOR 24
NEW YORK, NEW YORK 10179

Correspondent

Correspondent Name: ELSPETH CALLAHAN

Correspondent Address: 1100 G ST NW SUITE 420
NATIONAL CORPORATE RESEARCH
WASHINGTON, DC 20005

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 1

Type of Proceeding: Opposition

Proceeding Number: [91178083](#)

Filing Date: Jun 27, 2007

Status: Terminated

Status Date: Dec 07, 2010

Interlocutory Attorney: CHERYL A BUTLER

Defendant

Name: Calyptix Security Corporation

Correspondent Address: JAMES M. HARRINGTON
THE HARRINGTON PRACTICE PLLC
10130 MALLARD CREEK RD , SUITE 110
CHARLOTTE NC , 28262-6001
UNITED STATESCorrespondent e-mail: jharrington@hprac.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DYVAX	Abandoned - After Inter-Partes Decision	78829354	
DYVAX PROTECTED	Abandoned - After Inter-Partes Decision	78868291	
DYVAX PROTECTED	Abandoned - After Inter-Partes Decision	78868288	

Plaintiff(s)

Name: DivX, Inc.

Correspondent Address: JANE SHAY WALD, ESQ.
IRELL & MANELLA LLP
1800 AVENUE OF THE STARS, SUITE 900
LOS ANGELES CA , 90067
UNITED STATESCorrespondent e-mail: jwald@irell.com , mcohen@irell.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DIVX	Renewed	76188096	2671143
DIVX	Cancelled - Section 8	76356387	2712951
DIVX CERTIFIED	Renewed	76526453	2857603

Prosecution History

Entry

Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 27, 2007	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 27, 2007	Aug 06, 2007
3	PENDING, INSTITUTED	Jun 27, 2007	
4	D'S MOT FOR EXTEN. OF TIME W/ CONSENT	Aug 22, 2007	
5	EXTENSION OF TIME GRANTED	Aug 22, 2007	
6	ANSWER	Sep 04, 2007	
7	STIPULATION FOR AN EXTENSION OF TIME	Jan 14, 2008	
8	EXTENSION OF TIME GRANTED	Jan 14, 2008	
9	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	May 09, 2008	
10	SUSPENDED	May 09, 2008	
11	STIPULATION FOR AN EXTENSION OF TIME	Jul 29, 2008	
12	EXTENSION OF TIME GRANTED	Jul 30, 2008	
13	STIPULATION FOR AN EXTENSION OF TIME	Oct 02, 2008	
14	EXTENSION OF TIME GRANTED	Oct 02, 2008	
15	STIPULATION FOR AN EXTENSION OF TIME	Jan 02, 2009	
16	EXTENSION OF TIME GRANTED	Jan 02, 2009	
17	STIPULATION FOR AN EXTENSION OF TIME	Feb 03, 2009	
18	EXTENSION OF TIME GRANTED	Feb 04, 2009	
19	STIPULATION FOR AN EXTENSION OF TIME	Apr 07, 2009	
20	EXTENSION OF TIME GRANTED	Apr 07, 2009	
21	STIPULATION FOR AN EXTENSION OF TIME	Jun 08, 2009	
22	EXTENSION OF TIME GRANTED	Jun 08, 2009	
23	STIPULATION FOR AN EXTENSION OF TIME	Aug 26, 2009	
24	EXTENSION OF TIME GRANTED	Aug 31, 2009	
25	UNDELIVERABLE MAIL	Sep 24, 2009	
26	CHANGE OF CORRESPONDENCE ADDRESS	Nov 18, 2009	
27	BRIEF ON MERITS FOR PLAINTIFF	May 17, 2010	
28	P'S DEPOSITION OF LEE C. MILSTEIN	Jun 14, 2010	
29	P'S DEPOSITION OF LEE C. MILSTEIN	Jun 14, 2010	
30	P'S DEPOSITION OF LEE C. MILSTEIN	Jun 14, 2010	
31	SUBMITTED ON BRIEF	Jul 16, 2010	
32	BOARD'S DECISION: SUSTAINED	Sep 23, 2010	
33	TERMINATED	Dec 07, 2010	

Generated on: This page was generated by TSDR on 2013-11-08 14:00:52 EST

Mark: DIVX CONNECTED

DivX Connected

US Serial Number: 78980220

Application Filing Date: Feb. 28, 2005

US Registration Number: 3552182

Registration Date: Dec. 23, 2008

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Dec. 23, 2008

Publication Date: Jul. 25, 2006

Notice of Allowance Date: Oct. 17, 2006

Mark Information

Mark Literal Elements: DIVX CONNECTED

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Acquired Distinctiveness Claim: In part

Distinctiveness Limitation Statement: as to "DIVX"

Related Properties Information

Claimed Ownership of US Registrations: 2671143, 2712951, 2857603, 78577044

Child Of: 78577044

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Computer hardware and software for downloading, transferring and sharing audio, video and other multimedia content among networked devices and devices that share a common communications protocol

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 10, 2008

Use in Commerce: Mar. 10, 2008

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: DIVX, LLC

Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE**Attorney/Correspondence Information****Attorney of Record****Attorney Name:** Jane Shay Wald, Esq.**Docket Number:** 15909-0004/T**Correspondent****Correspondent Name/Address:** Patrick Y. Ikehara
KAUTH, POMEROY, PECK & BAILEY LLP
2400 E. KATELLA
SUITE 1050
ANAHEIM, CALIFORNIA 92806
UNITED STATES**Phone:** 949.852.0000**Fax:** 949.852.0004**Correspondent e-mail:** pto@kppb.com**Correspondent e-mail** Yes
Authorized:**Domestic Representative - Not Found****Prosecution History**

Date	Description	Proceeding Number
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jan. 06, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 30, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Mar. 23, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Dec. 23, 2008	REGISTERED-PRINCIPAL REGISTER	
Nov. 20, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	73296
Nov. 20, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 17, 2008	AMENDMENT FROM APPLICANT ENTERED	73296
Nov. 17, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	73296
Nov. 17, 2008	ASSIGNED TO LIE	73296
Nov. 04, 2008	PAPER RECEIVED	
Apr. 30, 2008	NON-FINAL ACTION MAILED	
Apr. 29, 2008	SU - NON-FINAL ACTION - WRITTEN	63030
Apr. 28, 2008	STATEMENT OF USE PROCESSING COMPLETE	76569
Apr. 21, 2008	USE AMENDMENT FILED	76569
Apr. 28, 2008	DIVISIONAL PROCESSING COMPLETE	
Apr. 21, 2008	DIVISIONAL REQUEST RECEIVED	
Apr. 28, 2008	EXTENSION 3 GRANTED	76569
Apr. 17, 2008	EXTENSION 3 FILED	76569
Apr. 21, 2008	PAPER RECEIVED	
Nov. 07, 2007	EXTENSION 2 GRANTED	76569
Oct. 16, 2007	EXTENSION 2 FILED	76569
Oct. 19, 2007	PAPER RECEIVED	
Jun. 27, 2007	EXTENSION 1 GRANTED	71034
Mar. 14, 2007	EXTENSION 1 FILED	71034
Mar. 14, 2007	PAPER RECEIVED	
Oct. 17, 2006	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jul. 25, 2006	PUBLISHED FOR OPPOSITION	
Jul. 05, 2006	NOTICE OF PUBLICATION	
Jun. 06, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	76538
Jun. 02, 2006	ASSIGNED TO LIE	76538
May 24, 2006	EXAMINERS AMENDMENT MAILED	

May 23, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 23, 2006	EXAMINER'S AMENDMENT ENTERED	88888
May 23, 2006	EXAMINERS AMENDMENT -WRITTEN	63030
May 23, 2006	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
May 19, 2006	WITHDRAWN FROM PUB - OG REVIEW QUERY	61844
Apr. 25, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	78287
Apr. 25, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 25, 2006	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Apr. 24, 2006	AMENDMENT FROM APPLICANT ENTERED	66121
Apr. 07, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	66121
Apr. 21, 2006	ASSIGNED TO LIE	78287
Apr. 17, 2006	EXAMINERS AMENDMENT MAILED	
Apr. 14, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 14, 2006	EXAMINER'S AMENDMENT ENTERED	88888
Apr. 14, 2006	EXAMINERS AMENDMENT -WRITTEN	63030
Apr. 13, 2006	AMENDMENT FROM APPLICANT ENTERED	66121
Mar. 30, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	66121
Apr. 07, 2006	PAPER RECEIVED	
Mar. 30, 2006	PAPER RECEIVED	
Sep. 27, 2005	NON-FINAL ACTION MAILED	
Sep. 26, 2005	NON-FINAL ACTION WRITTEN	63030
Sep. 21, 2005	ASSIGNED TO EXAMINER	63030
Mar. 09, 2005	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Nov. 20, 2008

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: DIVX, INC.

Assignment 1 of 3

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#) **Execution Date:** Oct. 07, 2010
Legal Entity Type: CORPORATION **State or Country Where Organized:** DELAWARE

Assignee

Name: [DIVX, LLC](#) **State or Country Where Organized:** DELAWARE
Legal Entity Type: LIMITED LIABILITY COMPANY
Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK
Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY AGREEMENT

Reel/Frame: [4506/0130](#)

Pages: 10

Date Recorded: Mar. 25, 2011

Supporting Documents: [assignment-tm-4506-0130.pdf](#)

Assignor

Name: [SONIC SOLUTIONS LLC](#) **Execution Date:** Mar. 25, 2011
Legal Entity Type: LIMITED LIABILITY COMPANY **State or Country Where Organized:** CALIFORNIA

Assignee

Name: [JPMORGAN CHASE BANK, N.A., AS COLLATERAL AGENT](#) **State or Country Where Organized:** UNITED STATES
Legal Entity Type: BANK
Address: 383 MADISON AVENUE, FLOOR 24
NEW YORK, NEW YORK 10179

Correspondent

Correspondent Name: ELSPETH CALLAHAN
Correspondent Address: 1100 G ST NW SUITE 420
NATIONAL CORPORATE RESEARCH
WASHINGTON, DC 20005

Domestic Representative - Not Found

Generated on: This page was generated by TSDR on 2013-11-08 13:57:21 EST

Mark: DIVX TO GO

DIVX TO GO

US Serial Number: 77894490

Application Filing Date: Dec. 16, 2009

US Registration Number: 3994618

Registration Date: Jul. 12, 2011

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jul. 12, 2011

Publication Date: Jul. 27, 2010

Notice of Allowance Date: Sep. 21, 2010

Mark Information

Mark Literal Elements: DIVX TO GO

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 2671143, 3442480, 3552182 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *..* identify additional (new) wording in the goods/services.

For: COMPUTER SOFTWARE AND HARDWARE FOR THE COLLECTION, EDITING, ORGANIZING, MODIFYING, BOOK MARKING, TRANSMISSION, STORAGE AND SHARING OF DATA AND INFORMATION; COMPUTER HARDWARE AND SOFTWARE FOR DOWNLOADING, TRANSFERRING AND SHARING AUDIO, VIDEO AND OTHER MULTIMEDIA CONTENT AMONG NETWORKED DEVICES AND DEVICES THAT SHARE A COMMON COMMUNICATIONS PROTOCOL; COMPUTER SOFTWARE AND HARDWARE FOR DOWNLOADING, TRANSFERRING AND SHARING AUDIO, VIDEO AND OTHER MULTIMEDIA CONTENT TO AND AMONG WIRELESS DEVICES

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 16, 2010

Use in Commerce: Mar. 16, 2010

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: DIVX, LLC

Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record	
Attorney Name: John W. Peck Attorney Primary Email Address: pto@kppb.com	Docket Number: D1:01601 Attorney Email Authorized: No
Correspondent	
Correspondent Name/Address: JOHN W. PECK KAUTH, POMEROY, PECK & BAILEY LLP 2875 MICHELLE STE 110 IRVINE, CALIFORNIA 92606-1024 UNITED STATES	
Phone: 949.852.0000 Correspondent e-mail: pto@kppb.com	Fax: 949.852.0004 Correspondent e-mail Authorized: No
Domestic Representative - Not Found	

Prosecution History

Date	Description	Proceeding Number
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jul. 12, 2011	REGISTERED-PRINCIPAL REGISTER	
Jun. 08, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 07, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	68123
Jun. 07, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 13, 2011	STATEMENT OF USE PROCESSING COMPLETE	61813
May 12, 2011	USE AMENDMENT FILED	61813
May 12, 2011	TEAS STATEMENT OF USE RECEIVED	
Mar. 30, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Mar. 29, 2011	EXTENSION 1 GRANTED	61813
Mar. 17, 2011	EXTENSION 1 FILED	61813
Mar. 28, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	61813
Mar. 23, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Mar. 17, 2011	TEAS EXTENSION RECEIVED	
Sep. 21, 2010	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Jul. 27, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 27, 2010	PUBLISHED FOR OPPOSITION	
Jun. 24, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	68123
Jun. 24, 2010	ASSIGNED TO LIE	68123
Jun. 10, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 09, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 08, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 08, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 18, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 18, 2010	NON-FINAL ACTION E-MAILED	6325
Mar. 18, 2010	NON-FINAL ACTION WRITTEN	76625
Mar. 17, 2010	ASSIGNED TO EXAMINER	76625
Dec. 23, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Dec. 19, 2009	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None	
File Location	
Current Location: PUBLICATION AND ISSUE SECTION	Date in Location: Jun. 07, 2011

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant: DIVX, LLC

Assignment 1 of 2

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)**Assignor**Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE**Assignee**Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWAREAddress: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121**Correspondent**

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606**Domestic Representative - Not Found****Assignment 2 of 2**

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)**Assignor**Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE**Assignee**Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized: DELAWAREAddress: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121**Correspondent**

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806**Domestic Representative - Not Found**

Generated on: This page was generated by TSDR on 2013-11-08 14:01:44 EST

Mark: DIVX ULTRA

DIVX ULTRA

US Serial Number: 78699552 Application Filing Date: Aug. 24, 2005
US Registration Number: 3432805 Registration Date: May 20, 2008
Register: Principal
Mark Type: Service Mark
Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.
Status Date: Jul. 22, 2013
Publication Date: Dec. 19, 2006 Notice of Allowance Date: Mar. 13, 2007

Mark Information

Mark Literal Elements: DIVX ULTRA
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 2584879, 2712951, 2857603 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *...* identify additional (new) wording in the goods/services.

For: Testing, analysis and evaluation of the goods of others for the purpose of certification
International Class(es): 042 - Primary Class U.S Class(es): 100, 101
Class Status: ACTIVE
Basis: 1(a)
First Use: Jan. 12, 2006 Use in Commerce: Jan. 12, 2006

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: DIVX, LLC
Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES
Legal Entity Type: LIMITED LIABILITY COMPANY State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John Peck Docket Number: D1:01077
Attorney Primary Email: tess@kppb.com Attorney Email: Yes

Address:

Authorized:

Correspondent

Correspondent JOHN PECK
Name/Address: KAUTH, POMEROY, PECK & BAILEY LLP
 2400 E. KATELLA
 SUITE 1050
 ANAHEIM, CALIFORNIA 92806
 UNITED STATES

Phone: 949.852.0000

Fax: 949.852.0004

Correspondent e-mail: tess@kppb.com

Correspondent e-mail Yes

Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 22, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Jul. 22, 2013	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	64591
Jul. 19, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	64591
Jul. 05, 2013	TEAS SECTION 8 & 15 RECEIVED	
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jan. 06, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 30, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Mar. 23, 2011	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
May 20, 2008	REGISTERED-PRINCIPAL REGISTER	
Apr. 14, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	76568
Apr. 14, 2008	ASSIGNED TO LIE	76568
Apr. 07, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Apr. 01, 2008	STATEMENT OF USE PROCESSING COMPLETE	66530
Apr. 01, 2008	EXTENSION 2 GRANTED	66530
Mar. 11, 2008	EXTENSION 2 FILED	66530
Mar. 11, 2008	USE AMENDMENT FILED	66530
Mar. 11, 2008	PAPER RECEIVED	
Sep. 28, 2007	EXTENSION 1 GRANTED	69302
Sep. 13, 2007	EXTENSION 1 FILED	69302
Sep. 17, 2007	PAPER RECEIVED	
Mar. 13, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 19, 2006	PUBLISHED FOR OPPOSITION	
Nov. 29, 2006	NOTICE OF PUBLICATION	
Oct. 26, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	65864
Oct. 20, 2006	ASSIGNED TO LIE	65864
Oct. 16, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 13, 2006	AMENDMENT FROM APPLICANT ENTERED	76243
Sep. 06, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	76243
Sep. 06, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 15, 2006	NON-FINAL ACTION MAILED	
Mar. 14, 2006	NON-FINAL ACTION WRITTEN	73708
Mar. 12, 2006	ASSIGNED TO EXAMINER	73708
Sep. 01, 2005	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Section 15 - Accepted

Incontestability:

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 105

Date in Location: Jul. 22, 2013

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant: DivX, Inc.

Assignment 1 of 3

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance: SECURITY AGREEMENT

Reel/Frame: [4506/0130](#)

Pages: 10

Date Recorded: Mar. 25, 2011

Supporting Documents: [assignment-tm-4506-0130.pdf](#)

Assignor

Name: [SONIC SOLUTIONS LLC](#)
Legal Entity Type: LIMITED LIABILITY COMPANY

Execution Date: Mar. 25, 2011
State or Country Where Organized: CALIFORNIA

Assignee

Name: [JPMORGAN CHASE BANK, N.A., AS COLLATERAL AGENT](#)
Legal Entity Type: BANK
State or Country Where Organized: UNITED STATES
Address: 383 MADISON AVENUE, FLOOR 24
NEW YORK, NEW YORK 10179

Correspondent

Correspondent Name: ELSPETH CALLAHAN
Correspondent Address: 1100 G ST NW SUITE 420
NATIONAL CORPORATE RESEARCH
WASHINGTON, DC 20005

Domestic Representative - Not Found

Generated on: This page was generated by TSDR on 2013-11-08 14:03:59 EST

Mark: DIVX ACCELERATED

DIVX ACCELERATED

US Serial Number: 85032863

Application Filing Date: May 07, 2010

US Registration Number: 4187261

Registration Date: Aug. 07, 2012

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Aug. 07, 2012

Publication Date: Feb. 08, 2011

Notice of Allowance Date: Apr. 05, 2011

Mark Information

Mark Literal Elements: DIVX ACCELERATED

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 2671143, 2857603, 3356851 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of
- Asterisks *..* identify additional (new) wording in the goods/services.

For: SOFTWARE SOLD AS AN INTEGRAL COMPONENT OF CONSUMER ELECTRONIC DEVICES, NAMELY, APPARATUS FOR RECORDING, TRANSMISSION, PROCESSING AND REPRODUCTION OF SOUND, IMAGES OR DATA FOR THE PURPOSE OF ENHANCING THE QUALITY OF VIDEO PLAYBACK BY IMPROVED ENCODING; SOFTWARE SOLD AS AN INTEGRAL COMPONENT OF CONSUMER ELECTRONIC DEVICES, NAMELY, TELEVISIONS, DIGITAL IMAGE AND DIGITAL VIDEO PROJECTORS, SET-TOP BOXES, GAMING CONSOLES, DIGITAL CAMERAS, PORTABLE MEDIA PLAYERS, MP3 AND MP4 PLAYERS, FOR THE PURPOSE OF ENHANCING THE QUALITY OF VIDEO PLAYBACK BY IMPROVED ENCODING; EXTERNAL MEDIA RECORDERS, NAMELY, AUDIO AND VIDEO RECORDERS, OPTICAL DRIVE WRITERS AND READERS; REWRITABLE IMAGE, AUDIO AND VIDEO STORAGE DEVICES, NAMELY, HARD DISK DRIVES; DIGITAL IMAGE STORAGE DEVICES, NAMELY, BLANK DIGITAL STORAGE MEDIA; CELL PHONES, MOBILE PHONE HANDSETS, IMAGE MOBILE PHONES, PORTABLE PERSONAL NAVIGATION DEVICES, IN-CAR MEDIA PLAYERS; VIDEO, IMAGE AND AUDIO CAPTURE CARDS; DIGITAL VIDEO RECORDERS, IMAGE AND SOUND FAX MACHINES, DIGITAL PHOTO FRAMES, DIGITAL MEDIA RECEIVERS AND MULTI-FUNCTIONAL DIGITAL TRANSMITTERS; AND COMPUTER HARDWARE AND SOFTWARE FOR ENCODING, DECODING, CAPTURING, PLAYING, VIEWING, DOWNLOADING, TRANSFERRING AND SHARING AUDIO, VIDEO AND OTHER MULTIMEDIA FILES AND ELECTRONIC BROADCASTS; INTEGRATED CIRCUITS, INTEGRATED CIRCUIT CHIPS, AND INTEGRATED CIRCUIT MODULES FOR ENCODING AND DECODING DIGITAL VIDEO; INTEGRATED CIRCUITS, INTEGRATED CIRCUIT CHIPS, AND INTEGRATED CIRCUIT MODULES FOR DIGITAL VIDEO COMPRESSION AND DECOMPRESSION; INTEGRATED CIRCUIT CHIPS FOR ENCODING AND DECODING DIGITAL VIDEO AS A COMPONENT OF VIDEO GAMES SOFTWARE

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 01, 2010

Use in Commerce: Oct. 01, 2010

Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: DIVX, LLC

Owner Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121
UNITED STATES

Legal Entity Type: CORPORATION

**State or Country Where
Organized:** DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: John W. Peck

Docket Number: D1:01729

**Attorney Primary Email
Address:** pto@kppb.com

**Attorney Email
Authorized:** No

Correspondent

**Correspondent
Name/Address:** JOHN W. PECK
KAUTH, POMEROY, PECK AND BAILEY LLP
SUITE 1050
2400 E. KATELLA AVE.
ANAHEIM, CALIFORNIA 92806
UNITED STATES

Phone: (949) 852-0000

Fax: (949) 852-0004

Correspondent e-mail: tess@kppb.com

**Correspondent e-mail
Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 17, 2013	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Aug. 07, 2012	REGISTERED-PRINCIPAL REGISTER	
Jul. 03, 2012	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jul. 02, 2012	LAW OFFICE REGISTRATION REVIEW COMPLETED	70629
Jun. 25, 2012	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 01, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 31, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 31, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 31, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 01, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
May 01, 2012	NON-FINAL ACTION E-MAILED	
May 01, 2012	SU - NON-FINAL ACTION - WRITTEN	81899
Apr. 04, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	70629
Apr. 04, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	70629
Mar. 26, 2012	ASSIGNED TO LIE	70629
Mar. 21, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 14, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Oct. 14, 2011	NON-FINAL ACTION E-MAILED	
Oct. 14, 2011	SU - NON-FINAL ACTION - WRITTEN	81899
Sep. 23, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Sep. 22, 2011	STATEMENT OF USE PROCESSING COMPLETE	66530
Sep. 20, 2011	USE AMENDMENT FILED	66530
Sep. 22, 2011	EXTENSION 1 GRANTED	66530
Sep. 20, 2011	EXTENSION 1 FILED	66530
Sep. 22, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66530
Sep. 20, 2011	TEAS EXTENSION RECEIVED	
Sep. 20, 2011	TEAS STATEMENT OF USE RECEIVED	
Sep. 20, 2011	TEAS CHANGE OF CORRESPONDENCE RECEIVED	

Apr. 05, 2011	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 23, 2011	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Feb. 08, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 08, 2011	PUBLISHED FOR OPPOSITION	
Jan. 04, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	68658
Dec. 23, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 30, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 29, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 29, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 23, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 22, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 22, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 13, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 13, 2010	NON-FINAL ACTION E-MAILED	6325
Oct. 13, 2010	NON-FINAL ACTION WRITTEN	81899
Oct. 07, 2010	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Oct. 06, 2010	WITHDRAWN FROM PUB - EXAMINING ATTORNEY REQUEST	81899
Sep. 24, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	68658
Sep. 23, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 23, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	68658
Sep. 23, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	68658
Sep. 23, 2010	ASSIGNED TO LIE	68658
Sep. 13, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 26, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 26, 2010	NON-FINAL ACTION E-MAILED	6325
Aug. 26, 2010	NON-FINAL ACTION WRITTEN	81899
Aug. 19, 2010	ASSIGNED TO EXAMINER	81899
May 13, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 11, 2010	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jul. 02, 2012

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant: DIVX, LLC

Assignment 1 of 2

Conveyance: MERGER EFFECTIVE 10/07/2010

Reel/Frame: [4496/0125](#)

Pages: 11

Date Recorded: Mar. 11, 2011

Supporting Documents: [assignment-tm-4496-0125.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized: DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2875 MICHELLE DRIVE
SUITE 110
IRVINE, CA 92606

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE RECEIVING PARTY DATA. ENTITY TYPE SHOULD BE: LIMITED LIABILITY COMPANY: DELAWARE. PREVIOUSLY RECORDED ON REEL 004496 FRAME 0125. ASSIGNOR(S) HEREBY CONFIRMS THE MERGER EFFECTIVE 10/07/2010.

Reel/Frame: [5002/0117](#)

Pages: 13

Date Recorded: Apr. 09, 2013

Supporting Documents: [assignment-tm-5002-0117.pdf](#)

Assignor

Name: [DIVX, INC.](#)

Execution Date: Oct. 07, 2010

Legal Entity Type: CORPORATION

**State or Country Where
Organized:** DELAWARE

Assignee

Name: [DIVX, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:** DELAWARE

Address: 4780 EASTGATE MALL
SAN DIEGO, CALIFORNIA 92121

Correspondent

Correspondent Name: JOHN W. PECK

Correspondent Address: 2400 E. KATELLA AVE, SUITE 1050
ANAHEIM, CA 92806

Domestic Representative - Not Found